

ORDINANCE NO. 1256

AN ORDINANCE TO CREATE A SANITARY BOARD FOR THE
CITY OF EUREKA SPRINGS AND FOR OTHER PURPOSES:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA
SPRINGS, ARKANSAS:

Section 1: There is hereby created a Sanitary Board for the City of Eureka Springs to be composed of the Mayor of the City and two persons appointed by the City Council. All members shall be qualified electors of the City of Eureka Springs, Arkansas. No officer or employee of the City (other than the Mayor) whether holding a paid or unpaid office, shall be eligible for appointment on said Sanitary Board until at least one year after the expiration of the term of his public office. Said appointees shall be appointed for terms of two (2) and three (3) years, respectively, and upon the expiration of each such term and each succeeding term, an appointment of a successor shall be made in like manner for a term of three (3) years. Vacancies shall be filled for an unexpired term in the same manner as the original appointment. The Mayor shall act as Chairman of the Sanitary Board, which shall select a Vice Chairman from its members and shall designate a Secretary and Treasurer. The Secretary/Treasurer may be the same person. The members of the Sanitary Board shall receive compensation, either as a salary or as payment for meetings attended, at the rate of \$25.00 per month for each month that the Sanitary Board is in session. Each member of the Board shall be entitled to payment for their reasonable expenses incurred in the performance of their duties.

Section 2: The Sanitary Board for the City of Eureka Springs shall act in an advisory capacity to the City Council in the management, operation, improvement, extension and maintenance of the municipal sewage disposal system and shall advise the City Council or Mayor as to the qualifications, number, kind or character of employees and their salaries of the said sewage disposal system and, in general, to advise the City in its operation, management, maintenance, improvement and extension of the said sewage disposal system.

Section 3: The Sanitary Board shall have the power to establish bylaws, rules and regulations for its own government.

Section 4: The Sanitary Board is responsible for the coordination and implementation of a conservation program aimed at the reduction in waste quantities and volumes through a combination of public education/awareness and regulatory controls and to coordinate a public education/awareness program and coordinate the rewriting of City Ordinances and codes to allow, encourage and require conservation on the part of the users of the City's water and waste systems. The Sanitary Board is also charged with the overseeing of all construction and repair projects in regard to the environmental sensitivity of the waste disposal area and to realize the potential for cost savings coupled with the opportunity to enhance local expertise to meet the continuing management and construction requirements of the City's overall wastewater managements system. The Sanitary Board is also charged with the duty to insure that future onsite waste disposal systems utilize appropriate onsite technology and, with this view, the Sanitary Board will coordinate the rewriting of City Ordinances in order to develop appropriate onsite technology criteria and provide a method of appropriate onsite technology review and approval. Additionally, the Sanitary Board shall work with the appropriate Carroll County officials and the Arkansas Department of Health to encourage a closer review of onsite systems installed in the study area outside the city limits of the City of Eureka Springs which may have an effect on the area surface and ground waters. The Sanitary Board shall manage the process of continued sewerline replacement and sewer system maintenance. This will include prioritization of activities to provide maximum benefit to the system. The Sanitary

Board shall also continually evaluate the City of Eureka Springs' user charge system to insure that system costs are allocated fairly between the local residents of the community and the tourists who place large seasonal demands on the collection and treatment system. This will include coordination of the sewer system user charge with the water system rate structure and the revenues generated through sales taxes. The Sanitary Board shall use the base line data contained in the exfiltration study made on behalf of the City of Eureka Springs as a basis and will use the natural springs occurring within the city limits of the City of Eureka Springs as a natural monitor of the effectiveness of the structural and nonstructural wastewater management actions that are taken and as an indicator of problem areas needing correction. Additionally, the Sanitary Board shall monitor other aspects of the wastewater system not limited to but including water usage and wastewater flows, pollutant loadings to the treatment plant, operation, maintenance and performance of on-site systems in the study area, compliance with applicable ordinances and regulations, so that a continuing evaluation of the effectiveness of the conservation efforts of the overall wastewater management system and to continually assess the direction of the ongoing public education/awareness program should be directed.

Section 5: This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED AND ORDAINED this 10th day of June, 1986.

APPROVED:



DONALD L. THURMAN, Mayor

ATTEST:



Juanita Barner, Deputy City Clerk

EMERGENCY DECLARED

The City Council of the City of Eureka Springs, Arkansas has found it to be essential to the health, safety and welfare of the City that Ordinance No. 1256 take force and effect without delay.

Therefore, an emergency is declared to exist, and Ordinance NO. 1256 shall be in full force and effect upon its publication according to law.

PASSED AND DECLARED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THIS 10th day of June, 1986.

APPROVED:


DONALD L. THURMAN, Mayor

ATTEST:


Juanita Barner, Dep. City Clerk