

ORDINANCE NO. 854

AN ORDINANCE PROVIDING FOR FIRE LIMITS, AND REGULATIONS GOVERNING THE CONSTRUCTION, ALTERATION, REMOVAL, DEMOLITION, EQUIPMENT, USE AND OCCUPANCY, LOCATION AND MAINTENANCE OF BUILDINGS AND STRUCTURES.

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

SECTION 1. ADOPTION OF BUILDING CODE.

There is hereby adopted by the City Commission of the City of Eureka Springs, Arkansas, for the purpose of establishing rules and regulations for the construction, alteration, removal, demolition, equipment, use and occupancy, location and maintenance of buildings and structures, including permits and penalties, that certain building code known as the National Building Code, Abbreviated Edition, recommended by the National Board of Fire Underwriters, being particularly the 1955 edition thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended, of which not less than three (3) copies have been and now are filed in the office of the Clerk of the City of Eureka Springs, Arkansas, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling in the construction of all buildings and other structures within the corporate limits of the City of Eureka Springs, Arkansas.

SECTION 2. ESTABLISHMENT OF OFFICE OF BUILDING OFFICIAL.

a. The office of building official is hereby created and the executive official in charge shall be known as the building official.

b. The building official shall be appointed by the City Commission of the City of Eureka Springs, Arkansas. His appointment shall continue during good behavior and satisfactory service. He shall not be removed from office except for cause after full opportunity has been given him to be heard on specific charges.

c. During temporary absence or disability of the building official the appointing authority shall designate an acting building official.

SECTION 3. DUTIES OF BUILDING OFFICIAL.

It shall be the duty of the building official to enforce all laws relating to the construction, alteration, removal, and demolition of buildings and structures.

SECTION 4. RIGHT OF ENTRY.

The building official, in the discharge of his official duties, and upon proper identification, shall have authority to enter any building, structure or premises at any reasonable hour.

SECTION 5. DEFINITIONS.

a. Wherever the word "Municipality" is used in the building code, it shall be held to mean the City of Eureka Springs, Arkansas.

b. Wherever the term "Corporation Counsel" is used in the building code, it shall be held to mean the Attorney for the City of Eureka Springs, Arkansas.

SECTION 6. FIRE LIMITS ESTABLISHED.

The fire limits of the City of Eureka Springs are hereby established as the City Limits of the City of Eureka Springs.

SECTION 7. SAVING CLAUSE.

Nothing in this ordinance or in the code hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 8. VALIDITY.

The invalidity of any section or provision of this ordinance or of the code hereby adopted shall not invalidate other sections or provisions thereof.

SECTION 9. INCONSISTENT ORDINANCES REPEALED.

Ordinances or parts thereof in force at the time that this ordinance shall take effect and inconsistent herewith, are hereby repealed.

SECTION 10. AMENDMENTS MADE IN SAID CODE.

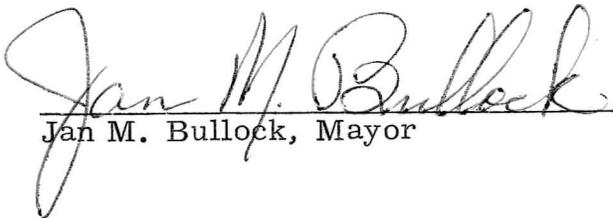
The said code is amended and changed in the following respects:

None.

SECTION 11. DATE OF EFFECT.

This ordinance shall take effect and be enforced from and after its approval as required by law.

WITNESS our hands and seals on this 23rd day of June, 1965.



Jan M. Bullock, Mayor

ATTEST:



Albert Harp, City Clerk