

## ORDINANCE NO. 431

**AN ORDINANCE ESTABLISHING APPEARANCE STANDARDS FOR THE DESIGN AND CONSTRUCTION OF NEW BUILDINGS AND STRUCTURES OR PORTIONS AND ADDITIONS TO EXISTING BUILDINGS THAT PROVIDE FACILITIES OR SHELTER FOR PUBLIC ASSEMBLY, EDUCATION, BUSINESS, MERCANTILE, INSTITUTIONAL, STORAGE, AND RESIDENTIAL OCCUPANCIES, AS WELL AS THOSE PORTIONS OF FACTORY AND INDUSTRIAL OCCUPANCIES DESIGNED PRIMARILY FOR HUMAN OCCUPANCY BY REGULATING THEIR EXTERIOR ENVELOPES, CREATING A MECHANISM FOR VARIANCES THERETO AND DECLARING AN EMERGENCY HEREIN.**

**WHEREAS**, there currently do not exist with the City of Barling, Arkansas, appearance standards for the design and construction of new buildings and structures or portions and additions to existing buildings that provide facilities or shelter for public assembly, education, business, mercantile, institutional, storage and residential occupancies, as well as those portions of factory and industrial occupancies designed primarily for human occupancy; and

**WHEREAS**, it is anticipated that most, if not all, new construction within the City of Barling will be in areas now or formerly owned/managed by the Fort Chaffee Redevelopment Authority (FCRA); and

**WHEREAS**, the FCRA has published and adopted its Appearance Standards for New Construction (July 2010) to be utilized on all new construction within its jurisdiction; and

**WHEREAS**, the Board of Directors of the City of Barling, Arkansas desires to adopt said FCRA Appearance Standards for New Construction (July 2010) for the design and construction of new buildings and structures or portions and additions to existing buildings that provide facilities or shelter for public assembly, education, business, mercantile, institutional, storage and residential occupancies, as well as those portions of factory and industrial occupancies designed primarily for human occupancy within the city limits of Barling, Arkansas;

**NOW THEREFORE**, be it enacted by the Board of Directors of Barling, Arkansas;

### **Section 1. ADOPTION OF THE FCRA (CHAFFEE CROSSING) APPEARANCE STANDARDS FOR NEW CONSTRUCTION (JULY 2010).**

There is hereby adopted by the Board of Directors of Barling, Arkansas, the FCRA appearance standards and for providing for standards and guidelines concerning the design and construction of new buildings and structures or portions and additions to existing buildings that provide facilities or shelter for public assembly, education, business, mercantile, institutional, storage and residential occupancies, as well as those portions of factory and industrial occupancies designed primarily for human occupancy within the corporate limits of the City of Barling, Arkansas.

### **Section 2. DEVIATION FROM STANDARDS AND GUIDELINES APPROVED**

**ONLY THROUGH VARIANCE FROM THE CITY OF BARLING, ARKANSAS  
PLANNING COMMISSION.**

Deviation from the above-referenced standards shall be by variance only granted by the Planning Commission of the City of Barling, Arkansas and any appeal therefrom shall be according the appeal procedure established by previous Ordinance.

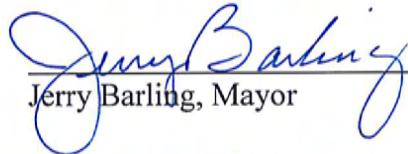
**Section 3. INCONSISTENT ORDINANCES REPEALED.**

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

**Section 3. EMERGENCY CLAUSE.**

Whereas, it is of the utmost urgency that the City of Barling, Arkansas, have an up-to-date construction appearance code and guidelines to protect the citizens of Barling, Arkansas, therefore, an emergency is hereby declared to exist and this Ordinance being necessary for the immediate protection of the public shall take effect immediately on its passage and approval.

PASSED AND APPROVED this 8<sup>th</sup> day of December, 2015.

  
Jerry Barling, Mayor

ATTEST:

  
Florene Brown, City Clerk

