

First Read: June 13, 2022

ORDINANCE NO. 2022- 17

**AN ORDINANCE TO  
UPDATE THE FAIRFIELD BAY  
MUNICIPAL CODE;  
AMENDING TITLE 11,  
BUILDING AND CONSTRUCTION;  
AMENDING CHAPTER 11.32;  
PROVIDING FOR UPDATING  
THE ENERGY CODE BY  
RESOLUTION OF THE CITY COUNCIL;  
AMENDING THE MUNICIPAL CODE;  
DECLARING AN EMERGENCY;  
AND FOR OTHER PURPOSES**

**WHEREAS**, The City desires to keep its Codes current, and up to date with the State of Arkansas Codes; and

**WHEREAS**, The City recognizes the necessity for flexibility in training of its employees, while keeping them current on requirements of the Arkansas State-adopted Codes; and

**WHEREAS**, The City's Code Enforcement Officer has recommended to the City that its Codes need to be updated accordingly; and

**WHEREAS**, The City finds that an emergency exists concerning the adoption of current Codes to reflect the State's update of its Codes;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIRFIELD BAY, ARKANSAS:**

1. NOT TO BE CODIFIED: Chapter 11.32, Energy Code, of the Municipal Code is amended, as set forth in the amendment to Section 11.32.01, Adoption, herein below, with additions to the Municipal Code in *bold italics* and deletions in bold interlineations, like this word: **deletions**.
2. CODIFICATION REQUIRED: Section 11.32.01, Adoption, be, and it is hereby AMENDED as follows: Section 11.32.01, Adopted There is hereby adopted by the City ~~Council~~ of Fairfield Bay, Arkansas, for the purpose of establishing rules and regulations for energy efficiency standards for new

building construction, this code *shall* be known as the ~~2011~~ Arkansas Energy Code, *and in particular the most recent being particularly the 2011* Arkansas Energy Code ~~edition thereof~~ and the whole thereof, save and except such portions as are hereinafter deleted, modified, amended, of which not less than ~~two (2) copies of this ordinance, as well as,~~ one (1) copies of the ~~2011~~ Arkansas Energy Code, have been and now are filed in the office of the Clerk or Recorder of the ~~city~~ *City* of Fairfield Bay, Arkansas, and the same ordinance is 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 structures therein contained within the corporate limits of the ~~city~~ *City* of Fairfield Bay, Arkansas.

3. NOT TO BE CODIFIED: THE MUNICIPAL CODE OF THE CITY OF FAIRFIELD BAY BE, AND IT IS HEREBY, AMENDED ACCORDINGLY. Items set forth, above, in *bold italics* shall amend the Code. Items set forth above, as deletions, in text interlineated in bold, as in the example word "~~deletions~~" shall be stricken from the Code and deleted, accordingly.
  
4. NOT TO BE CODIFIED: EMERGENCY CLAUSE. It is necessary for the efficient operation of Municipal Government, and for the clarification of those persons and entities involved in construction and other building activities, that the City revise its Codes to correspond to the current State of Arkansas requirements; now, therefore, **AN EMERGENCY IS DECLARED TO EXIST**, and this Ordinance being necessary for the preservation of the public peace, health, safety, and welfare of the residents, citizens, taxpayers, and visitors to this City, it shall take effect and be in force immediately upon its passage, and after that date.

DATED this 13 day of June, 2022.

APPROVED: Linda A Duncan  
Linda A Duncan, Mayor

ATTEST: Rosie M Ostronic Owen  
Rosie M Ostronic Owen, City Recorder/Treasurer

Reviewed and approved:  
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Rev: 6/13/22