6B.

ORDINANCE NO. 64-12

AN ORDINANCE AMENDING THE 2009 UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF FORT SMITH

WHEREAS, the Board of Directors passed and approved Ordinance No. 36-09 which adopted the Unified Development Ordinance on May 19, 2009; and,

WHEREAS, it is necessary to amend certain sections of the Unified Development Ordinance to provide clarity and remove conflicts with other provisions of the municipal code; and,

WHEREAS, the Planning Commission held a public hearing regarding these amendments and recommended on August 14, 2012, that said changes be made; and,

WHEREAS, three (3) copies of September 2012 Amendments to the Unified Development Ordinance have been on file in the Office of the City Clerk of the City of Fort Smith for inspection and review by the public prior to the passage of this Ordinance; and,

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH THAT:

SECTION 1: The September 2012 Amendments to the Unified Development Ordinance Section 27-445-28 ETJ Use Matrix is hereby adopted.

SECTION 2: The codifier shall codify the new sections and amend the existing sections of the Unified Development Ordinance.

SECTION 3: It is hereby found and determined that the adoption of these amendments to the Unified Development Ordinance is necessary to alleviate an emergency created by the lack

Approved as to form
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of regulation of uses of property within the City of Fort Smith so that the protection of the health, safety and welfare of the inhabitants of the City requires that the amendments be effective, and the amendment is hereby made effective, as of the date of approval of this Ordinance.

PASSED AND APPROVED THIS 4th DAY OF September, 2012.

APPROVED:

Mayor

ATTEST:

City Clerk

SEPTEMBER 2012

AMENDMENTS TO THE UNIFIED DEVELOPMENT ORDINANCE

		2127 Heating and plumbing equipment								P	P
		2128 Oil and Gas Equipment (sales or service)								P	P
	2130 Durable consumer goods sales or service										
		2131 Computer and software						P	P	P	
		2132 Camera and photographic supplies						P	P		
		2133 Clothing, jewelry, luggage, shoes					P	P	P		
		Used clothing, jewelry						P	P		
		2134 Sporting goods, toy and hobby, and musical inst.						P	P		
		2135 Books, magazines, music, stationery						P	P	P	
	2140 Consumer goods, other										
		2141 Florist					P	P	P		
		2142 Art dealers, supplies, sales and service						P	P	P	
		2143 Tobacco or tobacconist establishment					P	P	P		
		2144 Mail order or direct selling establishment							P	P	
		2145 Antique shops					C	C	P	P	
		2145 Flea markets (indoor only, no outdoor storage)					P	P	P		
	2150 Grocery, food, beverage, dairy										

13B