

ORDINANCE NO. 77-17

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,

WHEREAS, the Planning Commission held a public hearing regarding an amendment and recommended on November 14, 2017, that changes be made; and,

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

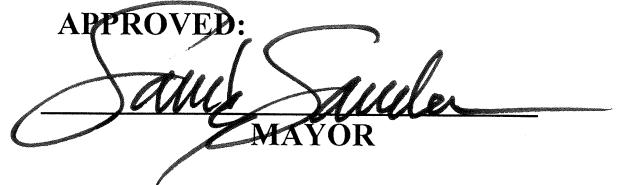
SECTION 1: Section 27-404-C of the Fort Smith Municipal Code is amended by adding a new paragraph enumerated as (10) to read as follows:

When a multi-family, commercial or industrial development abuts a platted alley and an enhanced setback is required because it is next to property zoned or developed as single family the setback shall be measured from the centerline of the alley.

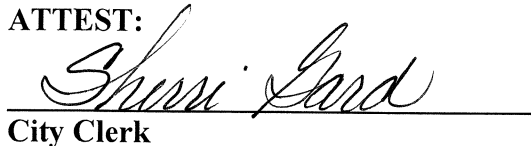
SECTION 2: It is hereby found and determined that the adoption of this amendment to the Fort Smith Municipal Code is necessary to alleviate an emergency created by the strict application of the current Fort Smith Municipal Code with regard to the measurement of setbacks and this amendment is hereby made effective, as of the date of approval of this Ordinance.

PASSED AND APPROVED THIS 19th DAY OF December, 2017.

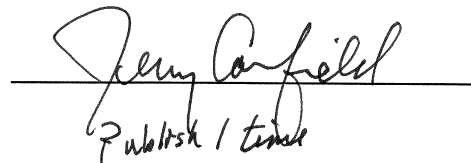
APPROVED:


MAYOR

ATTEST:


City Clerk

Approved as to form:


Publish / time