

Amended by Ord 59 of

ORDINANCE NO. 64 OF 2006

AN ORDINANCE ESTABLISHING CERTAIN FEES TO BE CHARGED BY THE CITY OF BENTON TO FUND REGULATION OF STORMWATER CONTROL WITHIN THE CITY; DECLARING AN EMERGENCY; AND, FOR OTHER PURPOSES

WHEREAS, The City Council of the City of Benton, Arkansas, has found and determined that it should establish certain fees to be paid by the customers of the Benton Utilities System, and also should establish certain fees in connection with the issuance of building permits, all to create revenue for funding the regulation of stormwater runoff control within the City of Benton and that it should set the amount of those fees as set out in this ordinance;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Benton, Arkansas, that:

SECTION 1. *Commercial Building Permits Surcharged.* There shall be collected at the time of issuance of each commercial project building permit a surcharge fee, in addition to all other fees and charges currently required for the issuance of such building permit, of One Cent (\$0.01) per square foot for the total commercial construction site affected by the

building permit including building, parking lots, landscaped areas and any other associated lands.

SECTION 2. *Residential Building Permits Surcharged.* There shall be collected at the time of issuance of each residential project building permit a surcharge, in addition to all other fees and charges currently required for the issuance of such building permit, of One Cent (\$0.01) per square foot for the total area under roof of the improvement to be built pursuant to the building permit.

SECTION 3. *Commercial Utility Meter Stormwater Fee.* There shall be collected from each commercial Benton Utilities customer a monthly fee called upon the monthly billing a "Stormwater Fee" in the amount of ~~One Dollar and Fifty Cents (\$1.50)~~ \$10.00 F per invoice per month, which fee shall be in addition to all other fees and charges currently charged on such monthly billing.

SECTION 4. *Residential Utility Meter Stormwater Fee.* There shall be collected from each residential Benton Utilities customer a monthly fee called upon the monthly billing a "Stormwater Fee" in the amount of ~~Fifty Cents (\$0.50)~~ \$5.00 per Ord 26 of 20 per invoice per month, which fee shall be in addition to all

other fees and charges currently charged on such monthly billing.

SECTION 5. *Disposition of Funds.* All funds collected pursuant to the provisions of this ordinance shall be kept separate and shall be remitted to the City Finance Department to be deposited into the General Fund, and there designated as “Stormwater Funds” to be appropriated and expended as directed by the City Council.


SECTION 6. *Provisions Severable.* If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are hereby declared to be severable.


SECTION 7. *Conflicting Prior Enactments Repealed.* The provisions of this ordinance are supplementary and remedial in nature. All City of Benton Ordinances, Resolutions, Regulations, and parts thereof, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, but not otherwise.

SECTION 8. *Emergency Declared.* There is an immediate need to

establish the fees set forth in this ordinance. Therefore, an emergency exists, and this ordinance is necessary for the preservation of the public peace, health and safety. It shall be in full force and effect immediately from and after its passage and approval

PASSED AND APPROVED this 25 day of September, 2006.


Rick Holland, Mayor


Cindy Straceher, City Clerk

ORDINANCE NO. 04 OF 2000
 AN ORDINANCE ESTABLISHING
 CERTAIN FEES TO BE SHARGED BY
 THE CITY OF BENTON TO FUND
 REGULATION OF STORMWATER
 CONTROL WITHIN THE CITY;
 DECLARING AN EMERGENCY; AND,
 FOR OTHER PURPOSES

STATE OF ARKANSAS }
 County of Saline } ss

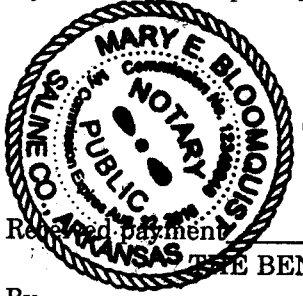
I, Rorie Black do solemnly swear
 that I am Legal Advertising Clerk of The Benton Courier,
 a daily newspaper printed in said county and that I was
 such at the date of publication hereinafter stated, and
 that said newspaper had a bona fide circulation in such
 county at said dates, and has been regularly published in
 said county for a period of 30 years next before
 the date of the first publications of the advertisement
 hereto annexed, and that said advertisement was pub-
 lished in said newspaper 1 times for
1 issues, the first insertion therein having been
 made on 11-6-06, and the
 last insertion on 11-6-06.

Rorie L. Black
 Legal Advertising Clerk

Sworn to and subscribed before me on
11/7/06

Mary E. Bloomquist
 Notary Public

My commission expires 8/22/16

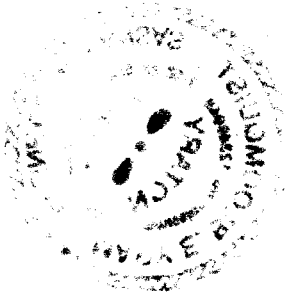


	FEE FOR PRINTING
	\$ <u>357.44</u>
Cost of Proof	\$ <u>2.50</u>
Total	\$ <u>353.94</u>

Received payment _____

By _____ THE BENTON COURIER

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Section 8. Emergency Declared. There is an immediate need to establish the fees set forth in this ordinance. Therefore, an emergency exists and this ordinance is necessary for the preservation of the public peace, health and safety. It shall be in full force and effect immediately from and after its passage and approval.

PASSED AND APPROVED this 25th day of September, 2006.

Rick Holland, Mayor