

**ORDINANCE NO 224**

**AN ORDINANCE TO ADOPT VARIOUS STANDARD  
CODES RELATING TO INSPECTION ACTIVITIES OF  
THE CITY OF GOSHEN, WASHINGTON COUNTY, ARKANSAS AND  
ENFORCEMENT OF BUILDING PROVISIONS AS PROVIDED  
IN SAID CODES; TO CREATE A FINE OR PENALTY RELATED  
THERE TO; AND TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES**

WHEREAS, the City Council of Goshen, by Ordinance No. 81, and any subsequent amendments thereto, did adopt, by reference, various standard codes; and

WHEREAS, pursuant to Ark. Code Ann. § 14-55-207, public notice was given of the City's intent to adopt **2021 Arkansas Fire Prevention Code Vol. I, Vol. II, & Vol. III**; as technical codes by reference as permitted by Ark. Code Ann. § 14-55-207(b), and advised that three (3) copies of each document were on file and available for public review and examination at City Hall; and

WHEREAS, after due notice as required by law, the City Council now desires to adopt these versions of said codes by reference and also to repeal Ordinance No. 81, and any subsequent amendments thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GOSHEN, ARKANSAS:

SECTION 1: The following Codes are hereby adopted by reference. All provisions of all Codes and appendices listed including title, scope, and administration, shall be in full force and effect as though they were copied herein fully word for word.

- **2021 Arkansas Fire Prevention Code Vol. I, Fire**
- **2021 Arkansas Fire Prevention Code Vol. II, Building**
- **2021 Arkansas Fire Prevention Code Vol. III, Residential**

SECTION 2: When reference is made within said Codes to the duties of the Building Inspector, those duties are assigned to the Building Official for the City of Goshen, Washington

County, Arkansas, who shall be deemed to be the responsible official insofar as enforcing the provisions of said Codes are concerned.

SECTION 3: PENALTY. Any owner of property subject to this ordinance, on whose property, construction or improvements occur in violation of this ordinance shall be considered in violation of this ordinance. Any builder or contractor constructing a building or structure or making improvements not in compliance with this ordinance shall be considered in violation of this ordinance. Any person who violates this ordinance shall be subject to a fine or penalty up to \$250 for each violation. For purposes of this ordinance, each day of activity proscribed as unlawful under this ordinance shall be considered a separate violation for which the party violating the ordinance shall be subject. Any violation may form the basis for a citation to be issued by the Goshen Police Department or may be referred to the City Attorney who shall apply to the appropriate court for relief, seeking either penalties or injunctive relief as permitted by law.

SECTION 4: This ordinance shall take effect and be in full force from and after its passage, the public welfare requiring it.

SECTION 5: The provisions of this ordinance are hereby declared to be severable, and if any provisions shall for any reason be illegal or invalid, such holding shall not affect the validity of the remainder of this ordinance.

SECTION 6: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict. Specifically, Ordinance No. 81, in its entirety, is hereby repealed.

SECTION 7: EMERGENCY CLAUSE. The building codes currently adopted by the City are out of date and need to be replaced with the most current Codes. Therefore, the City Council has determined that an immediate adoption of the Codes is necessary to ensure the

health, safety, and welfare of the citizens of the City of Goshen. It is hereby declared that based on the conditions set forth herein, an emergency exists and this ordinance, being necessary for the immediate protection of the health, safety, and welfare of the citizens of the City of Goshen, shall be in effect immediately upon its passage, approval, and publication.


PASSED AND APPROVED this 09<sup>th</sup> day of April, 2024.

  
\_\_\_\_\_  
Russell Stroud, Mayor

Attest:

  
\_\_\_\_\_  
Marjorie Vaillancourt, Recorder/Treasurer

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Brian C. Hogue, City Attorney

**ROLL CALL**

Names of those voting YEA

Birch Wright  
John Vaillancourt  
Paula Anderson  
Shawn Mayfield  
Max Poye  
Colton Martin

Names of those voting NAY

Absent

**EMERGENCY CLAUSE**

Names of those voting YEA

Birch Wright  
John Vaillancourt  
Paula Anderson  
Shawn Mayfield  
Max Poye  
Colton Martin

Names of those voting NAY

Absent