

ORDINANCE NO. 2021- 40

AN ORDINANCE TO SET FORTH A TEMPORARY MORATORIUM ON ACCEPTANCE OF ANY NONMUNICIPAL DOMESTIC SEWAGE TREATMENT WORKS WITHIN THE COUNTY OF CRAIGHEAD, STATE OF ARKANSAS, AND DECLARING AN EMERGENCY, FOR OTHER PURPOSES

WHEREAS, Craighead County continues to incur various needs for a growing economy and robust developing county, and

WHEREAS, the Quorum Court has authority to provide standards for affording great protection to the public health or safety, and

WHEREAS, the Quorum Court seeks to provide further health protection and seeks time to have regulations passed at the Quorum Court level, as authorized by Ark. Code Section 14-236-105, and

WHEREAS, the regulations set forth for a Nonmunicipal Domestic Sewage Treatment Works are inadequate for necessary long-term assurances for the maintenance and repair of said works, and

WHEREAS, the Quorum Court seeks to establish ordinances, procedures, and policies that will protect the constituents of Craighead County to ensure adequate maintenance and repair for such systems, and

WHEREAS, the purpose of this Ordinance is to set forth a reasonable time period for a temporary moratorium on the creation, construction, and acceptance any Nonmunicipal Domestic Sewage Treatment Works, and

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WHEREAS, a further review of adequate ordinances, protections, and procedures should be investigated thoroughly to provide adequate review and presentation to the Quorum Court.

THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF CRAIGHEAD COUNTY, ARKANSAS, AS FOLLOWS:

SECTION 1: Effective December 14, 2021 through June 14, 2022, all Nonmunicipal Domestic Sewage Treatment Works will not be permitted to begin construction nor accepted.

SECTION 2: Severability. If any provision of this ordinance is held invalid, such invalidity shall not affect the remaining provisions of the ordinance which remains effective absent the invalid provision, and to this end, the provisions of this ordinance are declared to be severable.

SECTION 3: Emergency Clause – In order to protect Craighead County citizens and to provide for necessary provisions to prevent any contamination and protection of health and safety of all citizens, an emergency exists, and this Ordinance, being for the immediate preservation of the public peace, health, safety shall be in full force and effect from and after its passage and approval.


PASSED AND APPROVED on this 13th day of December 2021.



Honorable Marvin Day, County Judge

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ATTEST:



Honorable Lesli Penny, County Clerk

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