

**AN ORDINANCE TO CONTROL EROSION, SEDIMENTATION,
STORM WATER RUNOFF, AND APPLICABLE
STORM WATER RETENTION/DETENTION**

WHEREAS, the City of Arkadelphia (hereafter referred to as the “City”) has found it necessary to implement jurisdiction wide comprehensive erosion, sediment and storm water runoff control, to protect the environment, promote public health and to minimize flooding.

Section 1. This ordinance establishes the requirements for control of storm water runoff from proposed development and activity within the City of Arkadelphia and includes provisions for:

- a. Requiring that before a site is to be developed, improved, or any structure placed thereon, the owner/representative shall first discuss the site development plan with the city’s Inspection Department office prior to actual construction. The site development plan must address the method the owner will control and limit storm water runoff from the site.
- b. The owner/representative shall not affect any changes in or to natural drainage basins, streambeds, or drainage facilities until such changes are approved by the Inspection Department of the city.

Section 2. For the purposes of this ordinance, certain words or terms used herein shall be interpreted as set forth below.

- a. *Development: Any man-made change to alter developed or underdeveloped real estate including, but not limited to, new construction, renovation, concrete or asphalt surfacing and site clearing.*
- b. *Land-Disturbing Activity: Disruption of natural terrain by excavation, grading, shaping, paving, construction, or covering any area.*
- c. *Storm Drainage Facility: Culverts, pipes, ditch, natural waterways, detention basins, through which storm water runoff will regularly or intermittently flow to a receiving stream or water body.*
- d. *Storm Water Detention Storage: Storm water runoff collected and stored for a period of time and released at a rate equal to or less than the pre-development rate.*

- e. Storm Water Management Plan: *A plan to control storm water quality and quantity of discharge during a land-disturbing activity and for the completed project including erosion control and regulated runoff.*
- f. Owner: *The person, firm or entity holding title to the land.*

Section 3. No land shall hereafter be developed, no structure shall be located, constructed, reconstructed, enlarged, or structurally altered, and no land-disturbing activity shall take place with the City of Arkadelphia except in full compliance with the provisions of this ordinance. The provisions of this ordinance supersede other building and land development related codes and ordinances in conflict herewith.

Section 4. A permit for any land disturbing activity shall be required as set forth hereafter.

- a. In the case of land disturbing activity proposed in conduction with construction for which a building permit application has been filed, a site grading and storm water management plan shall be approved by the Building Official prior to issuance of the building permit, and a separate land-disturbing activity permit shall not be required.
- b. Application for land-disturbing activity permits shall be made to the Inspection Department and no such permit shall be issued, nor shall any site grading and drainage plan be approved, until the applicant has furnished a satisfactory storm water management plan
- c. A person or owner is required to obtain a permit for land-disturbing activity from the Inspection Department except: When a building permit is obtained for building operation which will have not land-disturbing activity or for other minor land disturbing activities as home gardens, construction or maintenance of electric or telephone lines, construction or maintenance of underground utility lines in an existing hard surfaced street, alley or sidewalk provided the activity is confined to the hard surfaced area, construction or maintenance of individual underground utility connections, individual home landscaping, minor repairs, maintenance work, alterations or additions to existing structures where the disturbed area will not exceed four thousand (4,000) square feet; agricultural operations requiring the tilling of soil; emergency work to protect life or property, and emergency repairs.
- d. Notwithstanding the exclusions contained in this Section, the City is specifically authorized to control or regulate, by means of a permit for land-disturbing activity, all land-disturbing activities which encroach on or obstruct any public or private storm drainage facility.


Nancy Anderson, City Clerk