

ORDINANCE NO. B- 376

AN ORDINANCE CONCERNING FIRE PROTECTION FOR BUSINESSES AND RESIDENCES LOCATED OUTSIDE THE CITY LIMITS OF ARKADELPHIA, ARKANSAS AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS.

Section 1. When the firefighting apparatus of the city is not committed to fighting a fire, a part of the equipment and manpower may be dispatched by and at the discretion of the fire chief to a fire occurring within six (6) miles of the corporate limits of the city; provided the owner of the property so located outside the city limits has complied with the terms and conditions set forth in this ordinance.

Section 2.

(a) Owner or occupant of dwelling: The owner or occupant of a dwelling house located outside the city but within the limits set forth in Section 1, desiring protection, shall place on deposit with the City Clerk-Treasurer, the sum of one hundred dollars (\$100.00) and shall pay one hundred dollars (\$100.00) for each additional hour the fire department is engaged in fighting any fire.

(b) Owner or occupant of business house: The owner or occupant of a business house located outside the city but within the limits specified in section 1, desiring protection, shall place on deposit with the City Clerk-Treasurer, the sum of two hundred (\$200.00) and shall pay one hundred dollars (\$100.00) for each additional hour the fire department is engaged in fighting any fire.

(c) In addition to the deposits required as stated in sections (a) and (b), residents outside the city limits shall pay a fee of twenty-five dollars (\$25.00) annually and businesses outside the city limits shall pay a fee of fifty dollars (\$50.00) annually for the first 10,000 square feet of building covered and one dollar (\$1.00) for each additional 1000 square feet covered with said annual fees for businesses and residents to be paid during January of the year in which said fee applied. All annual fees paid by residents or businesses will be placed in the Firemen's Pension and Relief Fund for disbursement according to its terms and will not apply on the fee due the City in case of a fire.

Section 3. If at any time the fire department of the city shall be called upon to fight a fire at a dwelling house or place of business located outside the city, the sum of money deposited with the City Clerk-Treasurer and any additional fire fighting fee but not the annual fee, shall be paid by such Clerk-Treasurer into the general fund of the city and in order that such protection be continued, the owner or occupant must redeposit a like sum as provided for in Section 2 (a) or 2 (b) as the case may be.

Section 4. If at any time fire protection is no longer desired on property located outside the city limits, the City Clerk-Treasurer shall, on demand of the depositor and production of their receipt, refund the full amount of the deposit without interest, provided the same has not been forfeited through the use of fire protection as provided for in this ordinance.

Section 5. The City Clerk-Treasurer shall place all money deposited under Section 2 (a) and 2 (b) of this ordinance in an institution covered by FDIC OR FSLIC at the best interest rate obtainable. All interest realized from such deposit will be deposited in the Arkadelphia Firemen's Pension and Relief Fund for disbursement according to its terms.

Section 6. All interest earned by the Firemen's Pension and Relief Fund including interest on the annual fees set out herein shall be redeposited in said fund for disbursement according to its terms.

Section 7. The fire chief shall keep and maintain a record of dwellings and businesses afforded protection under this ordinance and no call outside the limits of the city shall be answered unless the provisions of this article had been previously complied with.

Section 8. If in the discretion of the fire chief there is an immediate and present danger of loss of life resulting from a fire, then the requirements of this article shall be suspended for the period of such emergency.

Section 9. All ordinances and parts of ordinances in conflict herewith are hereby repealed and specifically repealed is Ordinance No. 172 passed October 5, 1961.

DATED this 20<sup>th</sup> day of March, 1980.

APPROVED:

Sam L. Watson  
SAM L. WATSON - MAYOR

ATTEST:

Judy B. Hutcherson  
JUDY B. HUTCHERSON - CLERK-TREASURER