

96-3  
ORDINANCE NO. ~~26~~

**AN ORDINANCE ESTABLISHING A NON-OCCUPANCY DEPOSIT FOR NEW CONSTRUCTION PROVIDING FOR REFUND OR FORFEITURE THEREFORE AND DECLARING AN EMERGENCY.**

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

**Section 1.** That the Bentonville Code of Ordinances be amended to include the following Section 11.04.04 Non-Occupancy Deposit. Any person required to obtain a permit for new construction of a occupiable building or for occupiable additions to an existing structure shall provide a \$250.00 deposit for residential permits or \$500.00 for commercial permits to the City at the time of purchasing the building permit.

The said deposit will be held by the City until the structure is completed and has fulfilled the requirements of the final inspection. Upon satisfaction of the building inspector that the structure is ready to be occupied and finaled, the deposit may be refunded in full or transferred to another building permit. In any case, where the structure is occupied before the final inspection is complete, the \$250.00 for residential permits or \$500.00 for commercial permits will be forfeited to the City of Bentonville, and must be replaced before a permit shall be granted on construction of any other occupiable structure in the City of Bentonville or further final inspections are performed on existing projects under construction.

**Section 2.** This provision shall be applicable for all permits purchased after 15<sup>th</sup> day of February, 199~~6~~.

**Section 3.** That this Ordinance is necessary to preserve the public peace, health, safety and welfare, and an emergency is therefore declared to exist, and this Ordinance shall be in full force and effect from and after the date of its passage.

PASSED AND APPROVED THIS 9<sup>th</sup> DAY OF Jan. 1996  
~~DECEMBER 1995~~

APPROVED:

Sam B. Cobley  
MAYOR

ATTEST:

Louise Dyer  
CITY CLERK