

**ORDINANCE NO. 11-2015**

**CITY OF DIAMOND CITY, BOONE COUNTY, ARKANSAS**

**AN AMENDMENT TO THE DIAMOND CITY ZONING ORDINANCE TO CLARIFY CHAPTER IV GENERAL REGULATIONS SECTION 4 HOME OCCUPATIONS A.2.**

**WHEREAS**, there have been questions as to what occupations can be considered Home Occupations; and

**WHEREAS**, the current Zoning Ordinance in Diamond City, Arkansas lists a limited number of examples requiring citizens to come before the Planning and Zoning Board for those not listed;

**NOW THEREFORE BE IT ENACTED** by the City of Diamond City to amend the Code for Home Occupations as recommended by the Planning and Zoning Board to avoid confusion and promote business in the City;

**Section 1.** The City Council of the City of Diamond City, Arkansas, hereby ordains that the Zoning Ordinance be amended to include in Section 4 Home Occupations A. 2. the following occupations: (a) Art Studio; (b) Dressmaking; (c) Professional office of a physician (part-time with P&Z approval), dentist (part-time with P&Z approval), engineer , architect, accountant, salesman, real estate agent, insurance agent, consultants; (d) Other businesses may include an online business, personal computer productions or sales, printing, electronic repair, gunsmith, sports-equipment repair – hand-held equipment, and sports guide services.

**Section 2.** No business can cause damage to the water or sewer systems through the elimination of waste or other means; or disrupt the peace of the neighborhood by loud and/or repeated noise.

**Section 3.** Any business not listed must be pre-approved by the Planning and Zoning Board.

**Section 4.** Any business listed in C1, C2, or C3 may not qualify for a residential business unless listed above.

**Section 5.** All businesses must register with the City at City Hall and pay any fee that may be required.

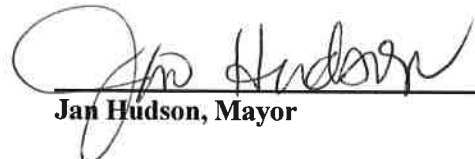
**Section 6.** All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict with Chapter IV. General Regulations of Section 4. Home Occupations A. 2. herewith are hereby repealed to the extent of such conflict.

**Section 7. Declaration of Emergency.** It is hereby found and determined that the City of Diamond City needs to set forth and clarify the definition of home occupations to avoid confusion and promote business in the community. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval by the Mayor. If the Ordinance is neither approved nor vetoed by the


Mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the City Council overrides the veto.

PASSED and APPROVED this 24 day of November, 2015.

APPROVED:

  
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Jan Hudson, Mayor

ATTEST:

  
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Steven Floyd, Deputy Clerk