

**WASHINGTON COUNTY      CODE OF ORDINANCES**  
**Ch. 11 - Public Works**

**Chapter 11:      PUBLIC WORKS**

**Article**

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**Article I.    SOLID WASTE COLLECTION / DISPOSAL**

**A.C.A. § 8-6-212. County solid waste management systems.**

- (a) (1) Each county of the state is authorized to provide and shall provide a solid waste management system adequate to collect and dispose of all solid wastes generated or existing within the boundaries of the county and outside the corporate limits of any municipality in the county.
  
- (2) By agreement or contractual arrangement, the county may assume responsibility for solid wastes generated within municipalities whether within its county or other counties.
  
- (3) A county may enter into agreements with other counties, one (1) or more municipalities, a regional solid waste management district, governmental agencies, private persons, trusts, or with any combination thereof, to provide a solid waste management system for the county or any portion thereof but the agreement shall not relieve the parties to the agreement of their responsibilities under this subchapter.

. . .

- (e) A county shall have the right to issue orders, to establish policies for, and to enact ordinances concerning all phases of the operation of a solid waste management system, including hours of operation, the character and kinds of wastes accepted at the disposal site, the separation of wastes according to type by those generating them prior to collection, the type of container for storage of wastes, the prohibition of the diverting of recyclable materials by persons other than the generator or collector of the recyclable materials, the prohibition of burning wastes, the pretreatment of wastes, and such other rules as may be necessary or appropriate, so long as such orders, policies, and ordinances are consistent with, in accordance with, and not more restrictive than, those adopted by, under, or pursuant to this subchapter or any other laws, rules regulations or orders adopted by state law or incorporated by reference from federal law, the Arkansas Pollution Control and Ecology Commission, or the regional solid waste management boards or districts, unless:
  - (1) There exists a fully implemented comprehensive area-wide zoning plan and corresponding laws or ordinances covering the entire county; or
  
  - (2) The county has made a request to the regional solid waste management board or district to adopt a more restrictive rule, regulation, order, or standard and no public hearing has been held within sixty (60) days or the request has not been acted upon within ninety (90) days.

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**A.C.A. § 8-6-703. Regional districts and boards.**

(a) (1)(A) The eight (8) regional solid waste planning districts created by Acts 1989, No. 870, and each solid waste service area created pursuant to Acts 1989, No. 870, are renamed regional solid waste districts.

(B) Each district shall be governed by a regional solid waste management board.

. . . .

**A.C.A. § 19-5-1019. County Solid Waste Management System Aid Fund.**

(a) (1) There is established in the State Treasury a fund to be known as the County Solid Waste Management System Aid Fund, to consist of such special or general revenues or other moneys that may be deposited in it as provided by the General Assembly, to be used for the purpose of providing financial assistance to counties in the manner provided in this section, for the establishment, expansion, maintenance, and operation of county solid waste collection and disposal systems.

. . . .

**Section**

- 1100.00      Regulations for the operation of solid waste processing or disposal facilities.
- 1100.01      Solid waste management code.
- 1100.02      Interlocal agreement to coordinate environmental education funds and personnel.
- 1100.03      Interlocal agreement between County and incorporated cities for hazardous materials including response services.
- 1100.04      Permit for individual sewage disposal systems prior to installation in unincorporated areas of the County.

**§ 1100.00 REGULATIONS FOR THE OPERATION OF SOLID WASTE PROCESSING OR DISPOSAL FACILITIES.**

1) DEFINITIONS. Definitions in this ordinance shall be the same as set forth in Section 3 of the Solid Waste Management Act (Act 237 of 1971; Ark. Stats. § 82-2701 et. seq.) and in

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Section 2 of the Arkansas Department of Pollution Control and Ecology pursuant to said Act 237 of 1971.

- 2) No individual, corporation company, firm, partnership, association or any other legal entity, however organized, shall construct, install, alter, modify or operate any solid waste processing or disposal facility or solid waste site outside an incorporated city or town in Washington County without first having obtained a permit for the facility or site from the Arkansas Pollution Control Commission.
- 3) The applicant for the permit from the Arkansas Pollution Control Commission shall request the County Judge to schedule a public hearing on the solid waste disposal facility or state before the Quorum Court as soon as the applicant has completed preliminary plans on the design of said facility or site and before the applicant has prepared the final design of said facility or site.

The County Judge shall schedule a date for a public hearing and advertise that hearing in a local newspaper thirty (30) days prior to the hearing or within forty-five (45) days of receiving the applicant's request for the hearing. The County Judge shall notify the applicant of the hearing date, and the applicant or a representative of the applicant shall attend that public hearing and shall make available for public inspection the preliminary plans of the facility at least two (2) weeks prior to that public hearing. Such plans shall be filed in the Office of the County Clerk.

The County Judge shall notify the Arkansas Department of Pollution Control and Ecology of the public hearing and shall request that a representative from that department attend the hearing.

The County Judge, or in his/her absence a member of the Quorum Court, shall preside at the public hearing.

The minutes of the public hearing shall be recorded and kept by the County. A copy of these minutes shall be sent to the Arkansas Pollution Control Commission.

- 4) The County Health Official will be charged with the responsibility of requiring the operator(s) of any solid waste facility or disposal site in the county to abide by and operate according to the Arkansas Solid Waste Disposal Code (hereafter referred to as the Code) adopted pursuant to the Arkansas Solid Waste Management Act (Act 237 of 1971; Ark. Stats. § 82-2701, et. seq.).

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- 5) If the operator (s) is found to be violating this ordinance or Code, the County Health Official shall report such violations to the Prosecuting Attorney of Washington County and the Arkansas Department of Pollution Control and Ecology.
- 6) The Prosecuting Attorney shall promptly file appropriate charges against the applicant or operator(s) who is in violation of this ordinance or the Code.
- 7) If found guilty of violating any of the provisions of this ordinance or the Code, the applicant or operator(s) shall be fined not more than \$500.00 per day until the violation(s) is corrected. Each day or part of a day during which such violation is continued or repeated shall constitute a separate offense punishable by the aforementioned fine. The proceeds from such fines shall be paid into the General Fund of the County.
- 8) SEVERABILITY. The provisions of this ordinance are hereby declared to be separable and if any provision shall be determined to be invalid, it shall not affect the validity of the remaining provisions of this ordinance.
- 9) EMERGENCY CLAUSE. It is found that the Arkansas Department of Pollution Control and Ecology has a limited number of compliance officers. Hence, solid waste disposal site operators may be violating the Code without detection. Therefore, the Quorum Court must proceed immediately to require that solid waste processing or disposal facilities and solid waste disposal site operators comply with the Code. Therefore, an emergency is declared to exist, and this ordinance being necessary for the immediate preservation of the public peace, health, and safety shall be in full force and effect from and after its passage and approval.  
([Ord. 1977-013](#), passed 7-15-1977; Am. [Ord. 1977-016](#), passed 9-12-1977)

**§ 1100.01    SOLID WASTE MANAGEMENT CODE.**

- 1) The Arkansas Solid Waste Management Act (Ark. Stat. Ann. §§ 8-6-201, et seq. as updated and amended) and the Arkansas Solid Waste Management Code 1984 as updated are hereby adopted by Washington County and incorporated herein by reference. Copies of the Act and the Code shall be filed in the office of the Washington County Clerk and shall be available for public use, inspection, and examination.
- 2) VIOLATIONS. Violation of this Article, including the provisions of the Arkansas Solid Waste Management Act and Solid Waste Disposal Code, which have been adopted by reference herein, shall be punishable as set out in Ark. Code Ann. § 8-6-204 and any Acts amendatory thereto. Each subsequent repetition of the violation shall be punishable by up to one (1) year in the Washington County Jail in addition to the fines imposed herein. Where a violation of this Article is, in its nature, continuous in respect to time, each

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successive day on which the violation continues shall be considered a separate violation punishable by a fine of up to five hundred dollars (\$500.00) per day and up to thirty (30) days in jail that the violation continues. Continual or repeated violations could result in a request from the Quorum Court to the Department of Pollution Control and Ecology to close the offending facility or site.

- 3) ENFORCEMENT. The Washington County Judge is hereby authorized to direct the Washington County Attorney to institute proceedings in the name of Washington County in any court of competent jurisdiction to compel compliance with and to restrain any violation of the provisions of this Article, or any provisions of the Arkansas Solid Waste Management Act or the Arkansas Solid Waste Disposal Code which have been adopted by reference herein, and to require such remedial measures to be taken as may be necessary or appropriate to implement or effectuate the provisions and purposes of this Article. The County Judge is also authorized to seek criminal, civil, and administrative penalties as set out in the above reference to Solid Waste Management Act and Code in any court of appropriate jurisdiction in Washington County. Such proceedings shall provide that unless the violation is corrected within a reasonable length of time, to be determined by the Court, Washington County should be authorized to correct the violation and to have a lien upon the real property upon which the violation has occurred for costs incurred in correcting the violation. The County Attorney shall be further directed to recover any other expenses reasonably incurred by Washington County in removing, correcting or terminating any adverse effects resulting from the violation, including the cost of inspection, investigation or survey establishing such violation, and to recover payment for other expenses or actual damages resulting therefrom.  
([Ord. 1983-033](#), passed 10-14-1983; Am. [Ord. 1984-006](#), passed 7-12-1984; Am. [Ord. 1984-011](#), passed 10-11-1984; Am. [Ord. 1988-012](#), passed 5-12-1988; Am. [Ord. 1992-005](#), passed 2-14-1992; Am. [Ord. 1992-017](#), passed 7-17-1992; Am. [Ord. 2000-007](#), passed 2-1-2000; Am. [Ord. 2003-009](#), passed 2-18-2003)

**§ 1100.02 INTERLOCAL AGREEMENT TO COORDINATE ENVIRONMENTAL EDUCATION FUNDS AND PERSONNEL.**

- 1) That said interlocal agreement is approved and the County Judge is authorized to sign such.  
([Ord. 2011-027](#), passed 4-15-2011)

**§ 1100.03 INTERLOCAL AGREEMENT BETWEEN COUNTY AND INCORPORATED CITIES FOR HAZARDOUS MATERIALS INCIDENT RESPONSE SERVICES.**

- 1) That said Interlocal Agreement is approved and the County Judge is authorized to sign such. The incorporated cities to this Agreement are indicated by the signature pages

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attached to said Agreement.

([Ord. 2013-032](#), passed 5-20-2013)

**§ 1100.04 PERMIT FOR INDIVIDUAL SEWAGE DISPOSAL SYSTEMS PRIOR TO INSTALLATION IN UNINCORPORATED AREAS OF THE COUNTY.**

- 1) No person or entity shall install or cause to be installed a septic system or individual sewage disposal system in the unincorporated areas of Washington County, Arkansas, regardless of the size of the tract of land, without assuring a permit for construction has been obtained from the Washington County Health Department.
- 2) Before a septic system or individual sewage disposal system is placed into use, the permit for operation must be signed by a representative of the Washington County Health Department.
- 3) Septic systems or individual sewage disposal systems shall be located no closer than 100 feet from any potable water source; surface waters, natural or artificial, including but not limited to, lakes, rivers, streams, creeks, bayous, marshes, ponds and reservoirs; drainage systems or areas including streams or creeks with intermittent flows; springs or irrigation systems.
- 4) The exemption of requirements of Act 402 for tracts of land ten (10) acres or larger, in which the field line or sewage disposal line is no closer than Two Hundred Feet (200') to the property line (§ 14-236-104(c)) is hereby removed for tracts of land in Washington County as allowed under the provisions of (§ 14-236-105).
- 5) A violation of this Ordinance shall constitute a Class A misdemeanor and each day that said violation remains in existence will be deemed a separate and additional offense. The County Judge or his designee will enforce the provisions of this Ordinance.

([Ord. 1999-026](#), passed 06-11-1999)

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**Article II.    RECYCLING**

**A.C.A. § 8-6-720. Opportunity to recycle – Recyclable materials collection centers-  
Definition.**

- (a) (1) Each regional solid waste management board shall ensure that its residents have an opportunity to recycle.
  
- (2) At least one (1) recyclable materials collection center shall be available in each county of a regional solid waste management district unless the Arkansas Pollution Control and Ecology Commission grants the district an exemption. An exemption may be granted if a county is adequately served by a recyclable materials collection center in another county.
  
- (3) Boards shall assess the operation of existing and proposed recycling centers and materials recovery facilities to determine the adequacy of these facilities for the collection and recovery of recyclable materials. Boards shall give due consideration to existing recycling facilities in ensuring the opportunity to recycle and are encouraged to use, to the extent practicable, persons engaged in the business of recycling on March 26, 1991, whether or not the persons were operating for profit.
  
- (4) As used in this subsection, “opportunity to recycle” means availability of curbside pickup or collection centers for recyclable materials at sites that are convenient for persons to use.

**Section**

1120.00    Scrap metal recyclers and electronic transmission of records requirements.

**§ 1120.00    SCRAP METAL RECYCLERS AND ELECTRONIC TRANSMISSION OF  
RECORDS REQUIREMENTS.**

- 1) All scrap metal recyclers, as defined and regulated in A.C.A. §§ 17-44-101, et. seq., are hereby required to keep, maintain, transmit, and report all records electronically.
  
- 2) Any reporting or transmission requirements in said statute shall be made via the Internet to the person or entity designated by the Washington County Sheriff.

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- 3) To comply with the electronic provisions of this ordinance, each person or entity covered by such shall keep, maintain, report and transmit records and reports by use of a computer.
- 4) This ordinance shall be applicable to the unincorporated portions of the County only unless an incorporated city agrees to its applicability within its corporate limits.
- 5) Any person or entity governed by said statute and this ordinance shall have six (6) months from the date of passage of this ordinance to comply with such.
- 6) A violation of this ordinance shall be punishable by a fine not to exceed Five Hundred Dollars (\$500) for the first offense and not to exceed One Thousand Dollars (\$1,000) for the second offense. If said violation is ongoing in nature, it shall be punishable by a fine not to exceed Two Hundred Fifty Dollars (\$250) per day beginning on the second day of said violation.
- 7) Upon the passage of this ordinance, the Washington County Sheriff shall notify all affected persons or entities affected by such.  
([Ord. 2011-058](#), passed 8-12-2011)

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**Article III. UTILITY SERVICES**

**Section**

- 1130.00      Requirement that an address be assigned in cooperation with the 9-1-1 emergency telephone system before access is given to public utility service.
- 1130.01      Requirement that the sellers of certain properties procure a certification of approval for the septic system.

**§ 1130.00    REQUIREMENT THAT AN ADDRESS BE ASSIGNED IN COOPERATION WITH THE 9-1-1 EMERGENCY TELEPHONE SYSTEM BEFORE ACCESS IS GIVEN TO PUBLIC UTILITY SERVICE.**

- 1) No person, firm, corporation, partnership, or other entity shall authorize any public utility company as defined by Arkansas law to supply any services to any new residence or business in Washington County until an address for such has been assigned or otherwise approved by the County Judge or his designee.
- 2) Any person, firm, corporation, partnership, or other entity violating this ordinance shall be guilty of a misdemeanor punishable by a fine of \$100.00 and each day or part of a day while such violation exists shall be considered a separate offense.  
([Ord. 1988-015](#), passed 5-13-1988)

**§ 1130.01    REQUIREMENT THAT THE SELLERS OF CERTAIN PROPERTIES PROCURE A CERTIFICATION OF APPROVAL FOR THE SEPTIC SYSTEM.**

- 1) No residential or business structure that would require a septic system or tract of land upon which such residential or business structure is to be constructed or placed with or without an existing system shall be sold until the seller of the residential or business structure or tract procures at the seller's expense a certificate or permit from the Washington County Health Department.
- 2) Said certificate or permit shall comply with regulations of the Washington County Health Department so as to ensure that the soil is suitable for a septic system and does not in conjunction with surrounding systems contribute to a danger to public health or the ground water, including, but not limited to, phosphorus levels.
- 3) The cost of said inspection and approval may be collected at closing of any such sale.

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- 4) This ordinance shall apply to the unincorporated portions of Washington County, Arkansas.
  
- 5) A violation of this ordinance shall be punishable by a fine of up to five hundred dollars (\$500.00) and, if of a continuing nature, two hundred fifty dollars (\$250.00) per day for each day such violation exists.  
([Ord. 2003-037](#), passed 7-11-2003)

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**Article IV. SANITARY, STORM SEWERS**

**Section**

- 1140.00      Community sewer systems.
- 1140.01      Prohibiting certain types of septic systems.

**§ 1140.00    COMMUNITY SEWER SYSTEMS.**

- 1) Community Sewer Systems, also known as Decentralized Sewer Systems, are defined as follows:
  - a. Any system serving two (2) or more individual lots for the collection and disposal of domestic or industrial wastewater of a liquid nature, including various devices for the collection, conveyance and treatment of the treated wastewater effluent and monitoring of the affected groundwater quality and the management of the associated solid waste byproducts (septage and sludge).
- 2) The Responsible Entities (RES) shall include, without limitation, the owner of the system, the permittee of State agencies with jurisdiction over the system, the person, persons, corporation, partnership or other entity that has the managerial, financial and technical oversight over any system, including without limitation, operations and management, permit compliance, recordkeeping, reporting, customer service, billing and collection and is fully responsible for the long-term cost effective operations in accordance with all applicable laws and regulations and performance requirements.
- 3) The RES shall charge a sufficient rate or fee that includes reserves for operation and maintenance, emergencies, and capital improvements; the County Judge is hereby authorized to promulgate rules and regulations concerning such and is also given the County Public Utilities Coordinator to administer all other terms of this Ordinance; and promulgate any additional regulations it deems necessary.
- 4) The RES shall within ninety (90) days from the date of enactment of this Ordinance report to the County Public Utilities Coordinator the following:
  - a. The name and location of the subdivision to be served by said system and the type of system that is being utilized;

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- b. The number of lots to be served by said system;
  - c. The rate or fee that will be charged to each property owner to be served by said system;
  - d. The amount of reserves that will be built into any rate or fee along with evidence indicating how these reserves are adequate and appropriate to provide long-term sustainable performance and compliance with permits;
  - e. The legal entity that will own and retain the services of the licensed operator of the system and the exact name, address and phone number of said entity and operator;
  - f. A copy of the contract to be executed for operation of the system;
  - g. Plans to enforce and collect the rate or fee to be charged; and
  - h. Any other matter deemed relevant by the Public Utilities Coordinator.
- 5) The RES shall report to the Public Utilities Coordinator, upon request, any matters relevant to the operation of said system including, but not limited to operation and maintenance issues, environmental issues, financial matters, customer service issues, and any other matter deemed relevant by the Public Utilities Coordinator. A bond or other sufficient guaranty of financial security in the amount equal to or greater than five (5) years of estimated operating expenses for said system shall be posted by the RES in favor of the County to ensure compliance with this Ordinance and any regulations promulgated hereto.
- 6) The Ordinance shall be applicable throughout the unincorporated area of the County including the extra-territorial growth area of any incorporated City unless City enters into an Interlocal Agreement with the County for enforcement of this Ordinance within the City's incorporated boundaries. This Ordinance shall not be applicable in the event any such system is or becomes owned, maintained, or operated by an incorporated city or school district. In the event that an incorporated city or public school district enacts ordinances or rules and regulations concerning said systems, then the more stringent provisions shall apply. Construction of any new Community Based Sewer System shall require the engagement of an Arkansas-licensed civil engineer at the developer's expense. Said engineer or engineer's representative shall be on-site during construction and shall provide the County Public Utilities Coordinator with daily written inspection reports on a weekly basis as to the progress of construction until said system is complete.

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The engineer shall certify to the County that the system was built as designed and approved by ADEQ and/or ADH.

- 7) The County is authorized to assess and collect a monthly fee from each RES, not to exceed two dollars (\$2.00) per water meter or tap, to defray the administrative expenses necessitated by enactment of this Ordinance.
- 8) Before or at the time of Preliminary Plat submittal to the County, the Developer must submit a report summarizing the soil finding and system proposals for review and comment to the Health Department and the Department of Environmental Quality. All comments regarding capacity issues must be addressed and approved prior to Preliminary Plat approval.
- 9) Each system installed in Washington County shall be designed in such a fashion to allow for a singular connection in the event that a municipal system becomes readily available at a future date.
- 10) A violation of this Ordinance or any regulation promulgated hereto by the County Judge shall be enforceable by appropriate civil action by the County Judge. Such civil remedy shall include but is not limited to injunctive relief, civil sanctions, removal of the RES, the owner, and/or the operator from operating or in any other manner managing said system; attorney's fees and any other costs related to any civil action.
- 11) This Ordinance does not authorize the County, any County Department, Board, or Commission to take ownership, permanently or temporarily, or take over operation or maintenance of any such system.
- 12) SEVERABILITY. If any sentence, clause, article, section, phrase, or portion of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of this Ordinance.
- 13) RETROACTIVITY. The Quorum Court finds that community sewer systems, when mismanaged, constitutes a threat to public health, safety and welfare, and that a lack of oversight of said systems on a local level magnify that threat. Therefore, this ordinance is deemed to be retroactive to the effective date of Act 575 of 2015.
- 14) EMERGENCY CLAUSE. It is hereby ascertained and declared that regulations on community sewer systems are immediately needed for the preservation of public peace, health, and safety. Therefore, it is declared that an emergency exists and this Ordinance being necessary for the preservation of the public peace, health and safety shall be in full

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force and take effect immediately upon and after its passage.

([Ord. 2005-039](#), passed 7-14-2005; Am. [Ord. 2005-043](#), passed 8-12-2005; Am. [Ord. 2006-046](#), passed 8-11-2006; Am. [Ord. 2007-014](#), passed 3-9-2007; Am. [Ord. 2007-015](#), passed 3-9-2007; Am. [Ord. 2014-006](#), passed 2-21-2014; Am. [Ord. 2015-012](#), passed 2-23-2015; Am. [Ord. 2016-024](#), passed 4-25-2016; am. [Ord. 2016-040](#), passed 6-20-2016)

**§ 1140.01 PROHIBITING CERTAIN TYPES OF SEPTIC SYSTEMS.**

- 1) a. Any land development as defined in this Code that utilizes septic systems, also known as Individual Sewage Disposal Systems, must be designed so that the tank, lateral lines and alternate area are all located on one (1) lot, parcel, tract or dwelling unit.
- 2) Only one (1) septic system shall be allowed on any lot, parcel, tract or dwelling unit.
- 3) Any such septic system must be located on the lot, parcel, tract or dwelling unit to be served by said system.
- 4) This ordinance shall not apply to any land development when the entire development, including all the structures thereon, is and remains unowned by a single person or entity.
- 5) This ordinance shall not be applicable to mobile home parks.
- 6) This ordinance is applicable in the unincorporated areas of the county.
- 7) This ordinance shall be deemed amendatory to Washington County Code § 11-51 et. seq. and punishable and enforceable as set out therein.
- 8) EMERGENCY CLAUSE. It is hereby found and determined by the Quorum Court that the aforesated septic system raises grave concerns over the ability to identify and maintain parts of the system that lies in common areas and this creates public health and practical issues. Therefore, an emergency is declared to exist and this ordinance being immediately necessary for the preservation of the public peace, health and safety shall become effective immediately upon passage.  
([Ord. 2007-018](#), passed 4-13-2007)

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**Article V.    SEWAGE TREATMENT SERVICES**

**A.C.A. §§ 14-238-106. Rural waterworks facilities board.**

- (a) Any county is authorized to create one (1) or more rural waterworks facilities boards and to empower each board to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning, or otherwise deal in or dispose of, waterworks facilities and wastewater facilities or any interest in such facilities, including, without limitation, leasehold interests in and mortgages on such facilities.
  
- (b) Boards created under this subchapter are not administrative boards under the County Government Code, §14-14-101, et seq.
  
- (c) Any public facilities board created under the Public Facilities Boards Act, § 14-137-101, et seq., or its predecessor, for the purpose of operating a waterworks facility or a wastewater facility, or both, and which is in existence on July 28,1995, may petition the quorum court which created the board to grant the board all the powers conveyed by this chapter, and if the quorum court adopts an ordinance to that effect, the powers and authority granted under this chapter shall be applicable to that public facilities board, and it shall thereafter be governed exclusively by the provisions of this chapter and none other.

**Section**

Reserved.

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**Article VI. WATER SUPPLY AND DISTRIBUTION SERVICES**

**Section**

1160.00      Interlocal agreement for delivery of water services and management of water system.

1160.01      Interlocal agreement to monitor and evaluate effects that future proposed changes to stream standards and wastewater discharge requirements may have on NW Arkansas.

**§ 1160.00 INTERLOCAL AGREEMENT FOR DELIVERY OF WATER SERVICES AND MANAGEMENT OF WATER SYSTEM.**

- 1) That the interlocal agreement between Washington County, Arkansas and the City of Lincoln, Arkansas, a copy of which is attached hereto, and incorporated herein as if set out word for word, is hereby approved and the County Judge is authorized to execute such.

[\(Ord. 1992-024](#), passed 09-14-1992)

**§ 1160.01 INTERLOCAL AGREEMENT TO MONITOR AND EVALUATE EFFECTS THAT FUTURE PROPOSED CHANGES TO STREAM STANDARDS AND WASTEWATER DISCHARGE REQUIREMENTS MAY HAVE ON NW ARKANSAS.**

- 1) That the County Judge is hereby authorized to enter into an Interlocal Agreement with Northwest Arkansas Regional Planning Commission who represents all citizens and entities who would be affected by the establishment of certain TMDL's for receiving streams, and the likely imposition of substantially more stringent wastewater discharge limitations.
- 2) That the County Judge, or a designee appointed by the County Judge, shall represent the County on all matters associated herewith and report back to the Quorum Court on a regular basis.

[\(Ord. 2011-084](#), passed 12-9-2011)

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