

ORDINANCE NO. 739

AN ORDINANCE OPTING OUT OF THE REQUIREMENTS
OF SHIELDING DEVICES ON STREET LIGHTING

WHEREAS, Act 1963 of the Acts of Arkansas 2005, codified as A.C.A. § 8-14-104, requires certain retrofitting of shielding devices to prevent ambient light from street lighting being directed skyward; and

WHEREAS, the Arkansas Legislature in 2006 made certain technical corrections to the Act to add procedures allowing municipalities to opt out of the application of the statute; and

WHEREAS, the City of Monticello has limited resources and is located in a primarily rural area; and

WHEREAS, the City of Monticello, Arkansas has made a determination that the cost of acquiring shielded outdoor lighting fixtures is more expensive than alternative fixtures and is therefore prohibitive, after comparing the cost of fixtures and the projected energy cost for the operations of the fixtures:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MONTICELLO, ARKANSAS, that, pursuant to subdivision (a)(1)(B) of Act 1963 of the Acts of Arkansas 2005, codified as A.C.A. § 8-14-104, the City of Monticello opts out of the application of such statute.

IT IS SO ORDAINED this 17th day of August, 2006

APPROVED:



David R. Anderson, Mayor

ATTEST:



Cindy Fakoufi, City Clerk