

**ORDINANCE NO. 2009-89**

**AN ORDINANCE AMENDING CHAPTER 14 ZONING CODE,  
ARTICLE 601.15 NONRESIDENTIAL USES IN OR ABUTTING R DISTRICTS**

**WHEREAS**, spacing requirements of non-residential uses in or near residential districts were adopted to reduce negative impacts, such as noise and light, of such uses on adjacent residential properties, and,

**WHEREAS**, light trespass onto residential properties is already guided by the outdoor lighting regulations in the design standards section of the Subdivision Code; and,

**WHEREAS**, screening techniques can reduce negative impacts, including noise and light, and,

**WHEREAS**, the city strives to provide flexibility in development;

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

**Section 1.** That the Bentonville Municipal Code, Title 14 Zoning Code, Article 601.15 Nonresidential Uses in or Abutting R Districts be amended by adding the following language:

*All uses may be reduced to a separation of no less than 50' if Type A Screening, as described in Sec. 1400.16 of the Subdivision Code, is provided for the property line abutting the residentially zoned property.*

**Section 2.** This Ordinance shall be in full force and effect 30 days from the date of its passage and approval.

**PASSED and APPROVED this 9th day of September, 2009.**

**APPROVED:**

**Mayor Bob McCaslin**

**ATTEST:  
Suzanne Grider**

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**City Clerk**