

ORDINANCE NO. 2169

AN ORDINANCE AMENDING EUREKA SPRINGS MUNICIPAL CODE SUB-SECTION 7.52.03

WHEREAS, the City Council of the City of Eureka Springs, Arkansas, has reviewed the current Code Subsection 7.52.03 of the Eureka Springs Municipal Code; and,

WHEREAS, it has been determined that it is in the best interests of the City to amend the subsection;

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

SECTION 1. That Subsection 7.52.03(C)(2) of the Eureka Springs Municipal Code is hereby amended to read as follows:

2. A non-conforming sign may be maintained or repaired so as to keep the appearance and structure of the sign as it was when the prior permit was issued. A change, or addition, of franchised logo will be allowed as long as overall sign size is not increased. Upon a determination by the Building Official or his or her designee and notice to the permittee that a non-conforming sign has become dilapidated or structurally unsound, such sign shall be removed or repaired within twenty (20) business days. Materials used to repair a legally non-conforming sign cannot exceed twenty-five (25%) percent of the total material content of the original sign.

SECTION 2. Severability Clause: In the event that any section, subsection, paragraph, subdivision, clause, phrase or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance, code section or chapter as a whole, or any part or provision other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance, Code, code section or chapter shall remain in effect.

SECTION 3. Repeal Clause: All Ordinances, Resolutions, and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THIS THE 10th DAY OF DECEMBER, 2012.

ATTEST:


Ann Armstrong
City Clerk/Treasurer

APPROVED:


Morris Pate
Mayor

All voted "Aye" – Butch Berry, Lany Ballance, Parker Raphael, Karen Lindblad, and James DeVito