

ORDINANCE No. 2170

**AN ORDINANCE AMENDING EUREKA SPRINGS MUNICIPAL CODE TITLE 7, APPENDIX
7 (C) Prohibited Signs**

WHEREAS, the City Council of the City of Eureka Springs, Arkansas, has reviewed the current appendix 7(C) of Title 7 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 Appendix;

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

SECTION 1. That Appendix 7 (C) (A) (5) is hereby amended to read as follows:

(A) (5) A sign which contains any moving, flashing, animated lights, visible moving parts or giving the appearance of animation or otherwise qualified as a digital or electronic 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 Repeal Clause: All Ordinances, Resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

Emergency Clause

SECTION 4. That due to the need to avoid visual distraction, and for the health, safety and welfare of the citizens of the City, an emergency clause is hereby declared to exist and this Ordinance shall take effect upon its passage by the Eureka Springs City Council and signing by the Eureka Springs Mayor.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THIS THE 27th DAY OF NOVEMBER 2012.

ATTEST:

APPROVED:


Ann Armstrong
City Clerk/Treasurer


Morris Pate
Mayor

Aldermen voting "Aye" – Butch Berry, Ken Pownall, Karen Lindblad, Parker Raphael, and James DeVito
Alderman voting "No" – Lany Ballance