

ORDINANCE NO. 1852

**AN ORDINANCE OF THE CITY OF EUREKA SPRINGS, ARKANSAS,
AUTHORIZING THE SALE OF ALCOHOLIC BEVERAGES ON
SUNDAY, REFERRING THE ISSUE TO THE ELECTORATE, AND
DECLARING A STATE OF EMERGENCY**

WHEREAS, the Council of the City of Eureka Springs, Arkansas, is enabled by Arkansas Code Annotated Section 3-3-210 to authorize the sale of alcoholic beverages on Sunday between the hours of 12:00 noon and 10:00 p.m., subject to the approval of a majority of the electors; and

WHEREAS, the Council of the City of Eureka Springs, Arkansas, has determined that the sale of alcoholic beverages on Sunday is conducive to attracting tourism to the City; and

WHEREAS, the Council of the City of Eureka Springs, Arkansas, has determined that the sale of alcoholic beverages on Sunday will benefit local businesses which currently lose sales to those consumers who travel out-of-state on Sunday to purchase alcoholic beverages in Missouri;
NOW, THEREFORE

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

1. That, subject to the approval of a majority of the electors, the sale of alcoholic beverages shall be authorized on Sunday between the hours of 12:00 noon and 10:00 p.m.; said sales to be authorized in all permitted outlets located within the incorporated areas of the City of Eureka Springs only.
2. That this issue shall be referred to the electorate and that the ballot shall be printed substantially as follows:
 - () FOR the sale of alcoholic beverages on Sunday in Eureka Springs, Arkansas, as authorized by law.
 - () AGAINST the sale of alcoholic beverages on Sunday in Eureka Springs, Arkansas, as authorized by law.
3. That all ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict, except that Section 6-8 shall not be affected by passage of this Ordinance.

4. That each of the provisions of this ordinance are severable and the decision of any court having jurisdiction as to the validity of any provision shall not effect the remaining provisions.
5. That a state of emergency exists because the next election is within less than thirty (30) days of the expected passage of this ordinance; therefore, this ordinance shall go into and be of full effect immediately upon its passage.

**PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA
SPRINGS, ARKANSAS, THIS 19th DAY OF OCTOBER, 2000.**

APPROVED:

BEAU ZAR SATORI, Mayor

ATTEST:

MARY ANN LEE, City Clerk

CERTIFICATE

The undersigned, City Clerk of the City of Eureka Springs, Arkansas (the City), hereby certifies that the foregoing pages are a true and correct copy of Ordinance No. 1852, adopted at a regular session of the City Council of the City, held at the regular meeting place of the City Council at 7:00 p.m. on the ____ day of _____, 2000, and that said Ordinance is of record in Ordinance Record Book No. _____ of the City, now in my possession.

GIVEN under my hand and seal this ____ day of _____, 2000.

City Clerk

(SEAL)