

ORDINANCE NO. 1118

AN ORDINANCE ESTABLISHING CHAPTER 8.13, EUREKA SPRINGS MUNICIPAL CODE, PERTAINING TO DANGEROUS OR PROHIBITED MOTOR VEHICLES,

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

Section 1: Chapter 8.13, Eureka Springs Municipal Code, established

Chapter 8.13, Eureka Springs Municipal Code, is hereby established to read in its entirety as follows, to-wit:

CHAPTER 8.13

DANGEROUS OR PROHIBITED MOTOR VEHICLES

Sections:

- 8.13.01 Dangerous or prohibited vehicles defined
- 8.13.02 Prohibitions
- 8.13.03 Penalties

8.13.01 Dangerous or prohibited vehicles defined.

(a) The following motor vehicles or motor vehicles with the following characteristics are hereby declared to be dangerous or prohibited:

- (1) Any motor vehicle not having affixed to the filling spout for the fuel tank a cap or cover of non-combustible material which prevents the spillage or leakage of gasoline or other fuel used to operate the vehicle.

(b) As used in this Chapter the term motor vehicle means a car, automobile, truck, motorcycle, motorbike, moped, motorscooter, bus, omnibus, tractor truck or trailer, or any other vehicle licensed to travel upon the roads of Arkansas, or subject to licensing for travel, or intended as a carrier or conveyance for goods and/or persons from point to point, whether required to be licensed or not, and which uses motive power derived from a motor or engine, especially an internal combustion engine, or rotary engine and a wankel.

8.13.02 Prohibitions.

It shall be unlawful for any person to operate a dangerous or prohibited motor vehicle as defined in Section 8.13.01, Eureka Springs Municipal Code, within the corporate limits of the City.

8.13.03 Penalties.

Any person who shall violate Section 8.13.02, Eureka Springs Municipal Code, shall be guilty of a misdemeanor and shall be subject to a fine not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) upon conviction.

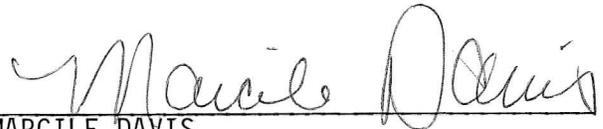
Section 2. Severability

If any part of this Ordinance is held to be unenforceable for any reason by a Court of competent jurisdiction, such holding shall not affect the

remaining parts of this ordinance, which shall remain in full force and effect.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
EUREKA SPRINGS, ARKANSAS ON THIS 28th DAY OF April, 1981.

APPROVED:



MARCILE DAVIS  
MAYOR

ATTEST:



TRUIE WALSH  
CITY CLERK-TREASURER

(seal of the City)

