

*ORDINANCE Failed*

ORDINANCE NO. 1154

AN ORDINANCE PROVIDING FOR THE LICENSING  
OF MUSICIANS PERFORMING ON PUBLIC PROPERTY

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

SECTION 1. Section 4.16.07, Eureka Springs Municipal Code, created.

Section 4.16.07, Eureka Springs Municipal Code is created to  
read in its entirety as follows:

4.16.07 Performing Musicians

(a) Any person performing as a musician on public property  
for profit or remuneration shall first obtain a license from the office of  
the City Clerk-Treasurer.

(b) Upon application, licenses shall be issued for one  
calendar year, or the remaining unexpired portion of the year in which the  
license is issued. A license fee of \$75.00 per year shall be paid by each  
musician for the privilege of performing in all designated parks or spring  
reservations and a 30 day license fee of \$50.00 shall be paid by each musician  
for the privilege of performing in all parks and springs reservations.  
License fees collected by the Clerk-Treasurer shall be disbursed to the Park and  
Recreation Commission to be used by it for the upkeep and maintenance of parks  
and/or spring reservations.

(c) Licenses issued under this Section shall entitle the  
applicant to perform only between the hours of 9:00 A.M. and 9:00 P.M.  
Provided, however, on those days on which a park or spring reservation has  
been reserved with the Parks and Recreation Commission for some public auditory  
function, parade, or other event, individual performing musicians shall not  
perform in such park or spring reservation during such public auditory function,  
parade or other event. In addition, no performing musician licensed under  
this section shall play any drums or cymbals nor shall any electrically power  
amplification system be utilized.

(d) Any person violating the terms of any provision of this  
section shall be guilty of a misdemeanor and upon conviction shall be subject  
to a fine of \$100.00 for each offense, and the fine shall be disbursed to the  
Parks and Recreation Commission to be used by it for the upkeep and maintenance  
of parks and/or spring reservations, with the costs going to the City.

PASSED AND ORDAINED BY THE CITY COUNCIL OF  
THE CITY OF EUREKA SPRINGS, ARKANSAS THIS  
\_\_\_\_\_ DAY OF \_\_\_\_\_, 1982.

APPROVED:

\_\_\_\_\_  
MARCILE DAVIS  
Mayor

ATTEST:

\_\_\_\_\_  
TRUIE WALSH  
City Clerk-Treasurer