

AN ORDINANCE REGULATING THE STORAGE OF TRASH ON PUBLIC SIDEWALKS OR ALONG PUBLIC STREETS OF THE CITY OF EUREKA SPRINGS.

WHEREAS, it has come to the attention of the City Council of the City of Eureka Springs, Arkansas, that various persons and firms have been placing trash as defined in the ordinance of the City of Eureka Springs on public sidewalks and along public streets of the City for pickup by the garbage disposal service on days on which the service is not operating, and that the same causes unsightly conditions and that such practice exposes the general population of the City to unsanitary and hazardous health conditions;

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

Section 1: The following provision shall be added to Chapter 5.16 of the Eureka Springs Municipal Code as Section 5.16.04:

Depositing of trash, whether in containers or otherwise, on City sidewalks and curbs of City streets prohibited except on day of pickup

- (a) No trash, as defined in Section 5.16.03(a), shall be placed on any public sidewalk or within ten feet of the curb of any public street, whether the same shall have been placed in containers or otherwise, prior to the daylight hours of the day of the week that said trash is to be picked up by the refuse disposal company employed to remove the same from the City.
- (b) Any person, firm or corporation violating this section shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of \$10.00 for the first conviction and \$25.00 for a second or subsequent conviction occurring within one (1) year from the conviction on the previous offense, plus all court costs. Each day that said trash may be deposited on City sidewalks or on the curb of any City streets prior to the date scheduled for pickup shall constitute a separate offense.

Section 2: This Ordinance shall take effect and be in force from and after its passage.

Section 3: Emergency Declared. The City Council of the City of Eureka Springs, Arkansas, has found it to be essential to the health,

safety and welfare of the City that Ordinance No. 1249 take force and effect without delay. Therefore, an emergency is declared to exist, and Ordinance No. 1249 shall be in full force and effect upon its publication according to law.

PASSED AND DECLARED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THIS 13rd DAY OF May, 1986.

APPROVED:

Donald L. Thurman

Donald L. Thurman, Mayor

ATTEST:

Janita S. Barner  
Deputy City Clerk

(SEAL)