

ORDINANCE NO. 1264

AN ORDINANCE AMENDING THE EUREKA SPRINGS MUNICIPAL CODE BY AMENDING CHAPTER 5.16 LITTER CONTROL BY ADDING SECTION 5.16.05, CREATING LITTER PROHIBITED: DECLARING AN EMERGENCY: AND FOR OTHER PURPOSES.

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

SECTION 1: That Chapter 5.16 LITTER CONTROL of the Eureka Springs Municipal Code is hereby amended by adding Section 5.16.05 Creating Litter Prohibited, which shall read as follows:

Section 5.16.05: Creating Litter Prohibited:

a. Any person who shall distribute leaflets, handbills or other literature in such a manner that a substantial quantity of said literature remains on the sidewalks and roadways of Eureka Springs shall be guilty of a violation of this section.

b. It is a defense to prosecution under this section that the person distributing said literature has provided a trash receptacle large enough to contain the quantity of literature which they intend to distribute; clearly designate said trash receptacle by posting a sign with the words "Dispose of Trash Here" on the receptacle; place it within 10 feet of the place where the distribution of said literature is occurring and remove the trash receptacle when the distribution of literature has ceased.

c. Any person violating this section shall be fined not less than \$25.00 nor more than \$50.00. Each day said violations occur shall constitute a separate offense.

SECTION 2: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: The elimination of unsightly litter and trash from the public streets of Eureka Springs, being necessary for the preservation of the public peace, health, safety and welfare, an emergency is hereby declared and this ordinance shall be in full force and effect from and after its passage.

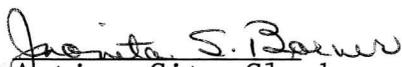
PASSED AND ADOPTED THIS 30TH DAY OF SEPTEMBER, 1986.

APPROVED:



DONALD L. THURMAN, Mayor

ATTEST:



Jacinta S. Bauer
Acting City Clerk

Seal

