

ORDINANCE #782

AN ORDINANCE ENTITLED "AN ORDINANCE FOR THE REMOVAL, REMODELING OR RAZING OF CERTAIN BUILDINGS AND HOUSES IN THE CITY OF EUREKA SPRINGS AND FOR OTHER PURPOSES."

Be it Ordained by the City Commissioners of the City of Eureka Springs, Ark.

Section 1. Whenever any home or building situated in the City of Eureka Springs, shall be come, in the opinion of the Commissioners, delapidated, unsightly, unsafe, unsanitary, obnoxious or detrimental to the public welfare, the commissioners may, by Resolution, order the removal, remodeling or razing of any such house or building by the owner within thirty days after serving notice upon the owner as provided in Section (2) hereof.

Section 2. When the Commissioners shall have ordered the removal, remodeling or razing of any house or building as provided in Section 1 hereof, the Chief of Police of said City shall serve a certified copy of such order or resolution upon the owner of such house or building. If such owner is not a resident of the City of Eureka Springs, a certified copy of such order or resolution shall be mailed by registered U.S. mail by said Chief of Police to the owner of any such house or building at his or its last known post office address. Within thirty (30) days after the service or receipt of such order or resolution, if the owner of such house or building shall fail, refuse, or neglect to remove, remodel, or raze such house or building, then the Chief of Police of the City of Eureka Springs is hereby authorized empowered and directed to at once remove or raze any such house or building in accordance with the provisions of the resolution adopted by the City Commission.

Section 3. If aster notice has been given the owner of such house or building as prescribed in Section 2 hereof, and said owner has failed or refused to remove, remodel or raze any such building, then the Chief of Police shall, after the expiration of the thirty days time allowed for notice as provided in Section Two hereof, proceed at once to remove or raze same and shall prepare an itemized statement of the cost of remove removing or razing any such building, and shall notify said statement in the manner provided for serving notice in Section Two hereof. If after 10 days from the receipt of said owner has failed to pay for the costs of removing or razing of said building then such owner shall be deemed guilty of misdemeanor and upon conviction thereof in the Police Court shall be fined in any sume not less than Ten (\$10.00) Dollars and not more than One Hundred (\$100.00) Dollars, and the Chief of Police shall sell the building or material therefrom, and after paying all costs involved, shall pay overplus, if any, to the owner of said building.

Section 4.

Whereas, there is now situated within The City of Eureka Springs certain houses and buildings which have become dilapidated, unsightly, unsafe, unsanitary, obnoxious, and detrimental to the public welfare, peace and safety, an emergency is declared to exist, and this ordinance shall take effect and be in full force from and after its passage and publication.

PASSED AND APPROVED ON THE 16th DAY OF MARCH, 1964

A. J. RUSSELL, Mayor

ATTEST: Ray Freeman, City Clerk
C. C. King, Vice Mayor