

ORDINANCE NO. 2008-10-32

**AN ORDINANCE CREATING SECTION 130.04 OF THE CODE OF ORDINANCES FOR THE CITY OF TONTITOWN, ARKANSAS, REGULATING THE SALE OF ANIMALS, DECLARING AN EMERGENCY AND FOR OTHER PURPOSES**

WHEREAS, the sale, distribution and giving away of animals from public property and parking lots of commercial establishments endangers the animals by encouraging impulse-buying and over breeding, and

WHEREAS, it is a burden on business establishments to have a portion of their property misappropriated by pet sellers; and

WHEREAS, THE City Council has determined that it is in the best interests of the City of Tontitown, Arkansas, to adopt Section 130.04 of the Code of Ordinances for the City of Tontitown, Arkansas, regulating the sale of animals;


**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONTITOWN, ARKANSAS:**

Section 130.04 of the Code of Ordinances for the City of Tontitown, Arkansas is hereby created and shall read as follows:


SECTION 1. It shall be unlawful for any person to sell, distribute or give away animals from public property or from commercial or industrial zoned lands, except this provision does not apply to business located in a permanent structure who are engaged in this type of enterprise and who have a valid business license.

SECTION 2. EMERGENCY CLAUSE. The City Council hereby determines that an emergency exists in that a change in the laws of a neighboring municipality have caused a significant and rapid increase in the number of roadside pet sellers within the City of Tontitown. The sudden increase of unregulated road side pet sellers endanger the safety and health of the animals and the citizens of the City. Thus, it is necessary for the preservation of the public peace, health, safety and welfare that this Ordinance become effective immediately. The City Council hereby declares an emergency to exist and this ordinance, being necessary for the preservation of the public peace, health, safety and welfare, shall take effect and be in force from and after its passage.

PASSED AND APPROVED THIS 7<sup>th</sup> DAY OF October 2008.

  
Mayor of the City of Tontitown

ATTEST:

  
Recorder - Treasurer of the City of Tontitown

SPONSOR:

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