

ORDINANCE NO. 2009-08-340

AN ORDINANCE AMENDING THE PERMISSABLE OPERATING HOURS FOR OPEN AIR VENDORS WITHIN THE CITY OF TONTITOWN, ARKANSAS, DURING THE 2009 TONTITOWN GRAPE FESTIVAL, DECLARING AN EMERGENCY AND FOR OTHER PURPOSES

WHEREAS, the instructions given applicants for open air vendor permits during the time period coinciding with the 2009 Tontitown Grape Festival are in conflict with City Ordinances; and

WHEREAS, the conflict has caused confusion and difficulty for vendors in attempting to apply for permits and operating their businesses covered by the permits; and

WHEREAS, the City Council for the City of Tontitown, Arkansas, has determined it is in the best interest of the City to amend the permitted operating hours to rectify the discrepancy.


THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COUNCIL FOR THE CITY OF TONTITOWN, ARKANSAS:

SECTION 1: During the days of official events for the 2009 Tontitown Grape Festival (August 4-8, 2009), permissible operating hours pursuant to an open air vendor permit shall be 7:00 a.m. through 10:00 p.m.

SECTION 2: This ordinance shall amend permitted operating hours for open air vendor permits for the period of August 4 through 8, 2009, only, and thereafter permitted operating hours shall revert to 7:00 a.m. to 6:00 p.m. All other provisions of Ordinance 173, codified in Section 114 of the Tontitown Code of Ordinances shall remain unaffected except as specifically set forth herein.

SECTION 3: EMERGENCY CLAUSE: The City Council hereby determines that an emergency exists in that the instructions given to open air vendors are in conflict with current City Ordinances. The conflict has encumbered the City's efforts to enforce the ordinances of the city and to effectively regulate open air vendors. The proper regulation of open air vendors in a uniform fashion is necessary for the public health, safety, peace and welfare. Thus, this Ordinance shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this 4th day of August, 2009.



Joseph Edgmon, Mayor

ATTEST:



Becky Alston, Recorder/Treasurer

ROLL CALL

SHALL THE ORDINANCE PASS:

	Yea	Nay
Alderman David Bolinger	✓	— (Ward 1, Position 1)
Alderman Henry Piazza	✓	— (Ward 1, Position 2)
Alderman Arthur Penzo	✓	— (Ward 2, Position 1)
Alderman Bobby Pianalto	✓	— (Ward 2, Position 2)
Alderman Julie Bowling	✓	— (Ward 3, Position 1)
Alderman Ken Robertson	✓	— (Ward 3, Position 2)
Mayor Joseph Edgmon	—	—
TOTALS:	<u>6</u>	<u>0</u>

ROLL CALL

SHALL THE ORDINANCE BECOME EFFECTIVE IMMEDIATELY:

	Yea	Nay
Alderman David Bolinger	✓	— (Ward 1, Position 1)
Alderman Henry Piazza	✓	— (Ward 1, Position 2)
Alderman Arthur Penzo	✓	— (Ward 2, Position 1)
Alderman Bobby Pianalto	✓	— (Ward 2, Position 2)
Alderman Julie Bowling	✓	— (Ward 3, Position 1)
Alderman Ken Robertson	✓	— (Ward 3, Position 2)
Mayor Joseph Edgmon	—	—
TOTALS:	<u>6</u>	<u>0</u>