ORDINANCE NO. 2018-10-812

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

AN ORDINANCE REPEALING 70.99: _PENALTY FOR SECTION 70.04 IMPROPER DRIVING PROHIBITED_ OF THE TONTITOWN MUNICIPLE CODE IN ORDER TO GIVE PROSECUTOR AND JUDGE THE AUTHORITY TO ASSESS FINES BASED ON SEVERITY OF VIOLATION OCCURRED FOR THE CITY OF TONTITOWN AND DECLARING IT AN EMERGENCY.

Whereas, on or about October 1, 2013 the City Council of Tontitown adopted Ordinance 2013-10-447 to provide a penalty for the conviction of Improper Driving within the city and was there after coded 70.99: PENALTY in the Tontitown Municipal Code;

Whereas, the City Council of Tontitown now finds it to be in the best interest of the Citizens of Tontitown to Amend Ordinance 2013-10-447 and the Tontitown Municipal Code Section 70.99: PENALTY to better provide the ability to the City Prosecutor and/or Judge to assess fines based on severity of the crime.

NOW THEREFORE, BE IT ENACTED AND ORDAINED, BY THE City Council of the City of Tontitown, that Section 70.99; PENALTY of the Tontitown Municipal Code shall read as follows:
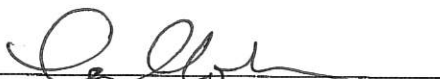
70.99 PENALTY

Any person who violates Section 70.04 shall be subject to a fine not to exceed $500.00 plus court costs, as determined by the Court.

DECLARATION OF EMERGENCY. It is hereby found and determined that an emergency is declared to exist, and this act, being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and the approval by the Mayor. If the Ordinance is neither approved nor vetoed by the mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the Council overrides the Veto.

PASSES and **APPROVED** this 2nd day of October, 2018.

APPROVED:

ATTEST:

Paul Colvin, Jr. Mayor

Rhonda Ardemagni, City Recorder