

**ORDINANCE NO. 2022-\_\_\_\_\_**

**CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS**

**AN ORDINANCE AMENDING SECTION 130.03 ROAD SPILLS OF THE TONTITOWN MUNICIPAL CODE; FOR OTHER PURPOSES AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City Council of the City of Tontitown has determined that it necessary to protect the health, safety and welfare of the citizens of Tontitown and others to amend the regulations pertaining to spillage and tracking of dirt and debris onto the public city streets, sidewalks and trails that are set forth in Section 130.03 ROAD SPILLS of the Tontitown Municipal Code; and

**WHEREAS**, having fully reviewed the proposed amendment, the Tontitown City Council has determined that Section 130.03 ROAD SPILLS of the Tontitown Municipal Code should be adopted.

**NOW THEREFORE, BE IT ENACTED AND ORDAINED**, by the City Council of the City of Tontitown, as follows:

**Section 1.** That Section 130.03 ROAD SPILLS of the Tontitown Municipal Code is hereby amended in its entirety as set forth in the Attached Exhibit “A”

**Section 2.** The rest and remainder of the Tontitown Municipal Code not specifically amended herein remains in full force and effect.

**Section 3.** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

**Section 4.** Declaration of Emergency. It is hereby found and determined that Section 130.03 ROAD SPILLS of the Tontitown Municipal Code should be immediately amended in its entirety in order to clarify and amend the regulations pertaining to spillage and tracking of dirt, debris and similar substances onto public streets, sidewalks and trails. Therefore, 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 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 City Council overrides the veto.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

APPROVED:

\_\_\_\_\_  
Gene McCartney, Acting Mayor

ATTEST:

\_\_\_\_\_  
Rhonda Ardemagni, City Clerk-Treasurer