

DECLARATION 2022-1

CITY OF TONTITOWN, WASHINGTON COUNTY

**DECLARATION OF EMERGENCY
FOR THE CITY OF TONTITOWN, ARKANSAS**

WHEREAS, Mayor Gene McCartney is the acting Mayor of the City of Tontitown, Washington County, Arkansas;

WHEREAS, throughout the week of May 2, 2022, a series of thunderstorms caused significant rain and floodwaters in the City of Tontitown causing damage to private property and public infrastructure throughout the city in addition to creating flood dangerous conditions which continue to threaten the health, safety and welfare of the citizens of Tontitown and the general public;

WHEREAS, due to the significant rain and floodwaters, Mayor Gene McCartney hereby finds that conditions are present which necessitate a disaster emergency declaration be issued under Ark. Code Ann. § 12-75-108 and other applicable law;

WHEREAS, the City of Tontitown, Arkansas, has the authority under Arkansas law to use police powers to protect the health, safety and welfare of citizens of Tontitown as well as the general public;

WHEREAS, further, in order to respond to such a disaster, Ark. Code Ann. § 12-75-108 provides that a local disaster emergency may be declared by the chief executive of a local political subdivision;

WHEREAS, it is hereby determined that a disaster emergency declaration is necessary to protect the health, safety and welfare of the citizens of the City of Tontitown, Arkansas; and

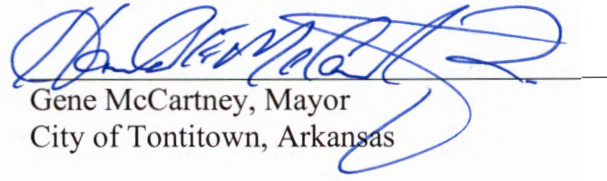
WHEREAS, in response to this disaster, the City of Tontitown will work with other surrounding municipalities, Washington County, the State of Arkansas and the United States Government, where necessary, in order to ensure that the public health, safety and welfare is protected, that the recovery from this disaster can begin and will not be impeded by local ordinances or resolutions which may be in conflict with the recovery effort and that any local or interjurisdictional disaster emergency plans can be initiated.

THEREFORE, BE IT HEREBY DECLARED:

1. A declaration of a disaster emergency (“Declaration”) is hereby declared for the City of Tontitown, Arkansas.
2. The Declaration is in effective immediately and shall continue in effect for thirty (30) days until modified, extended or ceased. Specific orders or rules may be issued under the Declaration in the form of Executive Orders.

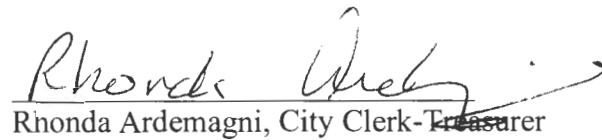
3. All powers and authority under Ark. Code Ann. § 12-75-108 are in effect, including the power to suspend the provision of any local regulatory ordinance or regulation for up to thirty (30) days if strict compliance with the ordinance or regulation provisions would prevent, hinder, or delay necessary actions to cope with this disaster emergency.

IT IS THEREFORE HEREBY DECLARED AND ORDERED, on this 5th day of May, 2022.



Gene McCartney, Mayor
City of Tontitown, Arkansas

ATTEST:



Rhonda Ardemagni, City Clerk-Treasurer