

**ORDINANCE NO. 2023-\_\_\_\_\_**

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

**AN ORDINANCE AMENDING SECTION 10.99 GENERAL PENALTY OF THE TONTITOWN MUNICIPAL CODE; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.**

**WHEREAS**, the City Council of the City of Tontitown has adopted regulations to establish land usage fees within the City which are codified in Section 10.99 General Penalty of the Tontitown Municipal Code; and

**WHEREAS**, it has become apparent to the City Council of Tontitown that a need exists to amend Section 10.99 General Penalty in order to provide updated regulations pertaining to general penalties for ordinance or code violations in the City of Tontitown; and

**WHEREAS**, having fully reviewed the proposed amendment, the Tontitown City Council has determined that it is in the best interest and benefit to the Tontitown community to amend Section 10.99 General Penalty of the Tontitown Municipal Code, as set forth in the attached Exhibit "A".

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

**Section 1.** That Section 10.99 General Penalty of the Tontitown Municipal Code is hereby amended, 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 10.99 General Penalty of the Tontitown Municipal Code should be immediately amended in its entirety in order to clarify and amend the regulations pertaining to general penalties of ordinances or code violations in the City of Tontitown. 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 July 2023.

APPROVED:

\_\_\_\_\_  
Angela Russell, Mayor

ATTEST:

\_\_\_\_\_  
Rhonda Ardemagni, City Clerk-Treasurer  
(SEAL)