CITY OF MULBERRY, ARKANSAS

ORDINANCE NO. 2022-04

AN ORDINANCE ESTABLISHING THE FINES/PENALTIES FOR PERMITTING DEBRIS TO ENTER STREETS OF MULBERRY, AMENDING CONFLICTING ORDINANCES, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES.

WHEREAS, the City Council of the City of Mulberry upon the recommendation of the Mayor and Public Works Department deems it advisable to update its ordinances regarding debris on streets and sidewalks and in drainage ditches;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MULBERRY, ARKANSAS, AS FOLLOWS:

SECTION 1: No person or property owner shall allow any grass clippings, gravel, or sedimentation to be washed or blown onto a public street or sidewalk or into a public ditch or waterway, nor shall any such debris be allowed to remain on any public street, sidewalk, ditch or waterway.

SECTION 2: Any person, firm, corporation, or other entity in violation of any provision of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than one hundred fifty dollars ($150.00) nor more than one thousand dollars ($1,000.00) for each separate offense. The fine for subsequent offenses shall be increased each time. In addition to a fine, the Court may impose additional conditions.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: If any court of competent jurisdiction shall deem any clause, section, phrase, or other portion of this ordinance illegal or unenforceable, the remainder of this ordinance shall remain in full force and effect.

SECTION 5: This ordinance is deemed important for the immediate protection and preservation of the public peace, health, safety, and welfare of the citizens of Mulberry, Arkansas, because of the current hazard of debris obstructing drainage of surface water causing harm to the streets and other infrastructure of the City of

Mulberry. Therefore an emergency is hereby declared and this ordinance shall be and take effect and be in full force after its passage, approval, and publication.

PASSED AND APPROVED THIS 15TH DAY OF November 2022.

APPROVED:

MAYOR

ATTESTED:

RECORDER/TREASURER