CITY OF MULBERRY, ARKANSAS

ORDINANCE NO. 2011-12

AN ORDINANCE FOR THE PURPOSE OF REPEALING ORDINANCE 1990-02.

WHEREAS, the purposes behind the passage of Mulberry City Ordinance 1990-02 are no longer applicable to the citizens of Mulberry, Arkansas and the need to repeal that Ordinance now outweighs any benefit of the continued enforcement of Ordinance 1990-02;

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

Section 1: Ordinance 1990-02 is hereby repealed in its entirety.

Section 2: In order to provide for the safety of the citizens of Mulberry, an emergency is hereby declared to exist and this Ordinance shall take effect immediately upon its passage.

THIS ORDINANCE PASSED IN REGUAL SESSION THIS 18TH DAY OF OCTOBER, 2011.

APPROVED: _____
Gary D. Baxter, Mayor

ATTEST: _____
Jerry Dickerson, Recorder-Treasurer

ORDINANCE NO. 90-2

AN ORDINANCE PROHIBITING THE SHOOTING OF FIREARMS WITHIN THE CITY LIMITS OF THE CITY OF MULBERRY, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MULBERRY, ARKANSAS:

SECTION 1. It shall be unlawful for any person to discharge, shoot or cause to explode any item of firearms within the city limits of the City of Mulberry, Arkansas.

SECTION 2. This ordinance does not deny the right to bear arms as provided in the Second Amendment of the Constitution of the United States of America and the Constitution of the State of Arkansas, Article 2, Section 5.

SECTION 3. Target practice in areas approved by the City shall be exempt from the terms of this ordinance.

SECTION 4. Any person violating the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than five dollars ($5.00) nor more than twenty-five dollars ($25.00) plus court costs.

SECTION 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6. It being necessary to preserve the public peace and safety of the inhabitants of and visitors within the City of Mulberry, Arkansas, and it being found that the discharging or shooting of firearms within the city limits of the City of Mulberry, Arkansas, constitutes a hazard to both life and property, an emergency is hereby declared to exist and this ordinance being necessary for the preservation of the public peace, health and safety shall be in full force and effect immediatley upon its passage and approval.

PASSED AND APPROVED THIS 2ND DAY OF JANUARY, 1990.

APPROVED:

Arnold D. Feller

Arnold D. Feller, Mayor

ATTEST:

Joe Benham

Joe Benham, Recorder-Treasurer