ORDINANCE NO. 2012-09

AN ORDINANCE ESTABLISHING AN ORDERLY SYSTEM FOR POSTING OF 911 ADDRESSES

WHEREAS, The City of Mulberry has deemed it necessary for 911 address numbers to be installed on all homes and buildings in the city limits.

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

SECTION 1: Address Numbers. Address numbers shall be installed at the expense of the owner and shall be maintained at his/her expense and shall likewise conform to the standards established by the City. Such address numbers shall be clearly visible from the named road of access. Such number or numbers shall be placed on existing buildings within thirty (30) days from the date of address notification. The cost of the number or numbers shall be paid for by the property owner. The numbers used shall not be less than three (3) inches in height for residential and commercial. The number shall be of a durable reflective material to promote enhanced visibility. If the property number is not placed on an existing building within 30 days from the date of the letter of address notification, the property owner may be subject to a fine of not less than $25.00. Each day said offense continues shall be considered a separate offense.

Check of said posting of building numbers shall be a cooperative effort among the City Fire Department, ambulance companies and Police Department.

Notification of non-compliance shall be made to the Crawford County 911 Coordinator who shall notify the offender of the City's Address number policy. The offender shall have 15 days to comply before ticketed for non-conformance.

The numbers shall be conspicuously placed on each building so that the number can be seen plainly from the road on which the number is based. Whenever any building is situated so it is not clearly visible from the road, the number assigned shall be placed near the driveway or common entrance to such building. Numbers painted or stenciled on shall not be a substitute for the display of address numbers prescribed.

Address numbers are also required on residential and commercial mailboxes located adjacent to public roadways.

SECTION 2: Applicability. This ordinance shall apply to the incorporated area of Mulberry, Arkansas.

SECTION 3: Penalty. Any person failing to comply with the provisions of this ordinance shall upon conviction thereof, be fined not less than $25.00 nor more than $50.00 plus prosecution costs for each offense. Each day said offense continues shall be considered a separate offense. Enforcement of the penalty shall be by the Mulberry Police Department.

SECTION 4: Repealing Clause. All ordinances or parts of ordinances conflicting with this ordinance are hereby rescinded.

SECTION 5: Separability Clause. If any part of this ordinance is declared by the courts to be invalid or unconstitutional, that decision shall not affect the validity of the remaining parts.

PASSED AND APPROVED THIS 21ST DAY OF AUGUST, 2012.

Approved: _____

Gary D. Baxter, Mayor

Attest: _____

Jerry Dickerson, Recorder-Treasurer