ORDINANCE NO. 88-8

AN ORDINANCE TO REPEAL ORDINANCE NO. 88-6; PROVIDING PENALTIES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City Council of Mulberry, Arkansas has given serious consideration to permitting fishing on the T.J. House Reservoir by passing Ordinance No. 88-6, and

WHEREAS, after further consideration of costs, Arkansas Department of Health regulations, and other factors involved.

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

SECTION 1. That Ordinance No. 88-6 be repealed and no fishing be permitted on the T.J. House Reservoir.

SECTION 2. Any person found fishing, hunting, camping, wading, swimming, skiing, boating, picnicing, driving unauthorized vehicles on the Reservoir grounds or on the dam, trespassing in any form or permitting livestock to run at large on the grounds shall be in violation of this ordinance. Any person found guilty of violating any provisions hereof shall be fined a sum of not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00). Each day a person is in violation of any provisions of this ordinance shall be deemed a separate offense.

SECTION 3. That all ordinances or resolutions and parts thereof in conflict herewith are hereby repealed.

SECTION 4. Emergency Clause - The City Council expressly recognizes that in its primary reponsibility to safeguard the water source for municipal use for the health and welfare of the public an emergency does exist, and declares that the provisions of this ordinance shall be in full force and effect from and after its date of passage.

PASSED AND APPROVED THIS 2nd DAY OF AUGUST, 1988.

APPROVED:

Arnold D. Feller

Arnold D. Feller, Mayor

ATTEST:

Joe Benham

Joe Benham, Recorder-Treasurer