

ORDINANCE NO. 108

CITY OF POTTSVILLE, ARKANSAS

AN ORDINANCE TO PROVIDE FOR THE NATURAL
DRAINAGE IN THE CITY OF POTTSVILLE,
ARKANSAS, AND FOR OTHER MATTERS

WHEREAS, it is of utmost concern to the City Council of Pottsville, Arkansas that property located within the city not be subject to flooding and overflow, and,

WHEREAS, certain natural drains now exist, or have existed in the past, which provide protection against flooding and overflow,

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

Section 1: That no person or persons shall perform any act or acts to interfere with any natural drainage ditch located within the city limits of Pottsville, Arkansas, without first obtaining the consent of the City Council.

Section 2: That said consent of the City Council shall be given only upon certification by the County Health Officer that the change in the natural drainage ditch proposed will not be detrimental to the health or safety of the citizens of Pottsville, Arkansas.

Section 3. That any person or persons desiring to fill in any natural drain shall first apply to the City Council of Pottsville, Arkansas for the permit above described.

Section 4. That in addition the City Council of Pottsville, Arkansas shall be authorized to notify any person or persons who have in the past interfered with or filled in any natural drain to remove any obstacle in said drain and return it to its original state.

Section 5. That violation of any part of this ordinance shall be a misdemeanor and continuing offense punishable by a fine of up to One Hundred Dollars (\$100.00) per day so

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long as the violation continues, provided, however, that said fine shall not be imposed upon any person who has filled in any natural drainage ditch prior to the adoption of this ordinance until said person has first been given ten (10) days notice in writing by the town marshall to return said drainage ditch to its original state.

PASSED this 3 day of November, 1975.

CITY OF POTTSVILLE, ARKANSAS

BY: W. H. Harris
MAYOR

ATTEST:

David B. Carter
CLERK

(SEAL)