

## ORDINANCE NO. 00-2

### AN ORDINANCE AMENDING ORDINANCE 96-2A

WHEREAS, Ordinance No. 96-2A fails to allow for any penalty provision in the event of non-compliance of this Ordinance by any owner of any house, building, or property used for human occupancy, employment, recreation, or other purposes situated within the city and abutting any street, alley, or right-of-way in which there is now located, or may in the future be located, a public sanitary sewer of the city.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNSEL OF THE CITY OF POTTSVILLE, ARKANSAS:

The owner of any house, building, or property used for human occupancy, employment, recreation, or other purposes, situated within the City and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary sewer of the City, is hereby required, at the owner's expense to install suitable toilet facilities therein, and to connect such facilities therein, and to connect such facilities directly to the proper public sewer in accordance with the provisions of Ordinance 96-2, within 180 days after the date of official notice to do so, provided that said public sewer is within 300 feet of the building.

Any person found to be violating any provisions of this Ordinance shall be served by the city with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

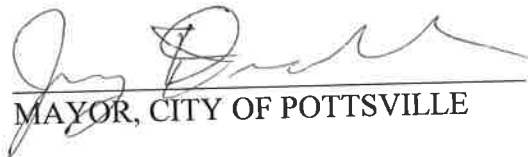
Any person who shall continue any violation beyond the time limit provided for in paragraph 2 shall be guilty of a misdemeanor and on conviction thereof, shall be fined in any amount not

exceeding One Hundred Dollars (\$100.00) for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

Any person violating any of the provisions of this Ordinance shall become liable to the city for any expenses, loss, or damage occasioned the city by reason of such violation.

This ordinance being necessary for the health, safety, and welfare of the citizens of Pottsville, an emergency is declared to exist, and this Ordinance shall take effect and be enforced from and after its passage, approval, and publication, and shall remain in effect until all existing buildings served by the initial installation of Pottsville public sewer are connected.

PASSED AND APPROVED THIS 21 DAY OF April, 2000.

  
MAYOR, CITY OF POTTSVILLE

Attest:

