

ORDINANCE NO. 05-3

AN ORDINANCE PROHIBITING ANIMALS OR FOWL IN THE THOMAS G. MORRIS CITY PARK OF THE CITY OF POTTSVILLE.

**THE CITY COUNCIL OF THE CITY OF POTTSVILLE DOES HEREBY ORDAINS
AS FOLLOWS:**

1. That it shall be illegal for any type of animal, either domesticated or not domesticated, as well as fowl, to be brought into the Thomas G. Morris City Park, hereinafter referred to as "the park". The only exceptions to this prohibition are included in Section 2. Further, this prohibition shall also include the track area.

2. Exceptions to this Ordinance as it relates to animals are people who have been assigned service dogs such as, but not limited to, seeing eye dogs, specially trained and certified per state or national regulations, or animals who assist law enforcement and who are at the time they appear at the park assisting law enforcement.

3. Any person who violates any provision of the previous section shall be deemed guilty of a misdemeanor and subject to the following penalties:

- (1) A fine of One Hundred Dollars (\$100.00) plus the court costs for the first offense;
- (2) A fine of Two Hundred Fifth Dollars (\$250.00) plus the court costs for the second offense;
- (3) A fine of Five Hundred Dollars (\$500.00) plus the court costs for the third and each subsequent offense.

Persons who violate this Ordinance may be required to leave the premises, and shall be subject to prosecution for criminal trespass if they do not leave when asked.

4. **Emergency Clause.** This ordinance being necessary for the health, safety, and welfare of the citizens of Pottsville, Arkansas, based upon the reasons stated above, an emergency is declared

to exist, and this Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.

Ordained this 28 day of February, 2005.


JERRY DUVAL, MAYOR

ATTEST:


City Clerk/Recorder