

Prepared by:
Deidre L. Luker
Pottsville City Attorney
312 W. Main St.
Russellville, AR 72801

ORDINANCE NO. 2023-8

AN ORDINANCE AMENDING ORDINANCE NO. 2007-3

WHEREAS, the City Council for the City of Pottsville has determined that Ordinance No. 2007-3 is in need of amendment; and

WHEREAS, the City Council for the City of Pottsville has determined that it is in the best interest of the City and its citizens that Ordinance No. 95-7 be amended.

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

SECTION 1: Section 2, subsection D shall be amended to read: "D. Animals and Fowl, Etc.: The keeping of any animal, fowl, or livestock (including but not limited to cattle, horses, sheep, goats, and pigs) which by causing frequent or long continued noise shall disturb the quiet or comfort of any person in the vicinity."

SECTION 2: Section 4 shall be amended to read: "Section 4: Penalty. Any person, firm and/or corporation violating any of the provisions of this ordinance shall, except as provided, be guilty of a misdemeanor and upon conviction shall be fined not less than \$150.00 for the first offense, not less than \$200.00 for the second offense, and not less than \$250.00 for the third and subsequent offenses. Each day that this conduct occurs is another separate violation of this ordinance."

SECTION 3: If any provision of this ordinance or the application thereof to any person or circumstances is declared to be invalid, such invalidity shall not affect the other provisions or applications of the ordinance which may be given effect without the invalid provision(s) or application(s), and to this end the provisions of this ordinance are declared severable.

SECTION 4: EMERGENCY CLAUSE: This Ordinance being necessary to protect the health, safety, and welfare of the City and residents of the City of Pottsville, Arkansas, an emergency is declared to exist and this Ordinance shall go into effect immediately upon and after passage by the City Council.

PASS AND APPROVED this 24th day of July 2023.



RANDY TANKERSLEY, MAYOR

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ATTEST:

I, Holly Fowler, City Clerk of Pottsville, Arkansas, hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 2023-8 passed by the Pottsville City Council on the 24th day of July 2023.

Holly Fowler
HOLLY FOWLER

