ORDINANCE NO. 111521-3

AN ORDINANCE TO PROHIBIT OPEN BURNING WITHIN CRAWFORDSVILLE, ARKANSAS; AND FOR OTHER PURPOSES

BE IT ORDAINED BY THE CITY COUNCIL OF CRAWFORDSVILLE, ARKANSAS:

Section 1. BURNING TRASH INSIDE CITY LIMITS: It shall be unlawful to burn or cause to be burned any trash, wastepaper, hay, grass, straw weeds, leaves, refuse or combustible material in the city limits except with permission previously obtained in writing from the Crawfordsville Fire Chief or his/her designee.

Section 2. PENALTIES:

A. The failure of any person to comply with the requirement of this ordinance is declared to be a misdemeanor and upon conviction, the violation shall be punishable according to the provisions as set forth below, in addition to any remedies which may be available under state law.

B. Except as otherwise provided, a person convicted of a violation of this ordinance shall be punished by a fine not exceeding one hundred dollars ($100.00) or double such sum for each repetition thereof. If the violation is, in its nature, continuous with respect to time, the penalty for allowing the continuance thereof is a fine not to exceed two hundred fifty dollars ($250.00) for each day that the violation is unlawfully continued. In no event is the fine for each separate violation to exceed the maximum allowed by state law for a misdemeanor offense.

C. If the violation of this ordinance is also a misdemeanor under state law, the penalty for the violation shall be as prescribed by state law for the stated offense.

D. Citation for violation of this Ordinance are hereby authorized to be issued by any law enforcement officer or code enforcement officer authorized to issue citations for potential violation within Crawfordsville, Arkansas, and specifically including, the Sheriff of Crittenden County, Arkansas, his duly authorized deputies, and any official of Crittenden County, Arkansas or Crawfordsville, Arkansas authorized by the County or City procedure to issue citations for violations.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 4. EMERGENCY CLAUSE. It is hereby found and determined by the city council that there exists an immediate need to eliminate burning on public property and private property within the city. Therefore, in order to protect the public health, safety, and welfare, an emergency is found to exist, and this ordinance shall become effective after its passage and approval.

Adopted this 15th day of November, 2021.

Joe Marotti, Mayor

Attest:

Clerk