ORDINANCE NO. 03202023-1

BE IT ENACTED BY THE CITY COUNSEL OF CRAWFORDSVILLE, ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE PROVIDING FOR THE PROCUREMENT OF A PERSON TO ENFORCE CRAWFORDSVILLE ORDINANCES AND REGULATIONS AND TO ESTABLISH PROCEDURES FOR ENFORCING SUCH ORDINANCES AND REGULATIONS IN THE EVENT THE ORDINANCES AND REGULATIONS DO NOT CONTAIN PROCEDURES FOR THEIR RESPECTIVE ENFORCEMENT OR PROCEDURES ARE UNCLEAR

BE IT ORDAINED BY the City Council of the City of Crawfordsville, Arkansas:

SECTION 1. The Mayor of Crawfordsville, Arkansas is hereby granted authority to employ or contract with any person he deems qualified to enforce City ordinances on a monetary basis to enforce City ordinances and regulations in an amount not to exceed $25.00 per hour if he determines this is necessary to insure City ordinances and regulations are being enforced. Any such person contracted with shall not be an employee of the City but shall be an independent contractor and will not be subject to control as to when, where and how such person enforces the ordinances so long as such person follows the procedures set forth in the ordinance to be enforced or the procedures set forth herein. Any person selected to serve as Code Enforcement Officer may resign or be terminated without cause upon thirty (30) days written notice by either party.

SECTION 2. In the event any person is identified by any City official (Mayor, Council Member, City employee), as being in violation of City ordinance or regulation regarding real or personal property within Crawfordsville, such person shall be notified in writing of the violation by certified mail to last known address, describing the violation with a picture depicting the violation, if possible, identifying the ordinance being violated, and stating that such person shall have thirty (30) days from date of the letter to cure the violation or else action will be taken to report the violation to the City Code Enforcement Officer or the County Code Enforcement Officer.

SECTION 3. After such thirty (30) day period has passed, a City official shall visit the site of the violation to determine if such violation has been cured. In the event the violation has been cured, no further action shall be necessary. If the violation has not been cured, City official will report to the City Code Enforcement Officer or the County Code Enforcement Officer and request will be made to issue a citation charging such person with violation of the applicable ordinance and directing such person to appear in the District Court of Crittenden County, Arkansas, Marion Division no sooner than thirty (30) days from the date of the citation on a day Marion District Court is in session.

SECTION 4. On the Court date, the Code Enforcement Officer issuing the citation shall appear with a civil officer of Crawfordsville to present documentation or other evidence sufficient to support that such person is in violation of the City ordinance that will be prosecuted by person serving as City attorney for the City of Crawfordsville.

SECTION 5. If convicted of this violation, City official shall monitor the property following conviction to assure that violation is cured or to initiate process to insure a new citation is issued if violation continues.

SECTION 6. In the event violation continues after Court proceedings, City official shall report to attorney representing the City for instructions to follow concerning enforcement of Criminal Court sentence and/or civil enforcement of City ordinance.

SECTION 7. Any ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 8. EMERGENCY CLAUSE. It having been found and determined by the City Council of the City of Crawfordsville, Arkansas, that there is an urgent need to adopt ordinance to insure the City has someone to issue citations to enforce City ordinances and procedures in place to insure persons subject to such ordinances are aware of consequences if its property ordinances are violated, an emergency is declared to exist, and this Ordinance being necessary for the preservation of the public peace, health, safety and well-being of the citizens of City of Crawfordsville, Arkansas, shall be in full force and effect from and after its date of passage and approval.

Passed and approved this 20th day of March, 2023.

Mayor

Attested:

City Recorder