



STATE OF ARKANSAS

City of Brookland

Ordinance 2017-09

**AN ORDINANCE PROHIBITING PARKING ON SIDEWALKS OR CURB AREAS;
DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES**

BE IT THEREFORE ORDAINED BY THE CITY COUNCIL OF THE CITY OF
BROOKLAND, ARKANSAS, THAT:

• **Sec. 1. - Parking prohibited on sidewalks or curb areas.**

(a) It shall be unlawful to park a motor vehicle over any part of a sidewalk or curb that is parallel to the street adjacent to a lot.

(b) Any portion of a motor vehicle which protrudes over or onto a sidewalk or curb shall be considered a violation of this section.

• **Sec. 2. - Penalties and enforcement procedures; abatement of public nuisances.**

(a) Citation for Violation and Abatement of Public Nuisance: Any person violating any section of this Ordinance may be issued a citation subjecting the violator to the following penalties:

1st violation \$25.00 fine

2nd violation 50.00 fine

3rd or more violation..... 100.00 fine

(b) Separate Violations: Each day's violation shall constitute a separate offense. Each motor vehicle determined to be in violation of this article shall constitute a separate offense.

• **Sec. 3. - Towing or relocation authorized when vehicle(s) found blocking access or when causing an emergency or safety threat.**

(a) If, in the opinion of the investigating police officer, the illegal parking of a motor vehicle is causing an emergency situation by preventing ingress or egress of any foot or vehicular traffic or by preventing free movement of traffic and/or pedestrians, said vehicle(s) shall be subject to being towed and/or relocated pursuant to the applicable provisions of state law.

(b) The prohibitions in this section shall not apply to emergency and public service vehicles whose operators are performing services for which they are responsible, nor do these prohibitions apply to vehicles belonging to persons under contract with the city to perform a public service.

Section 4: This ordinance shall take effect immediately upon its passage.

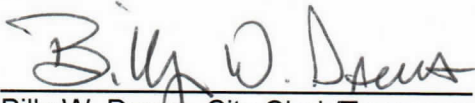
Section 5: Any ordinance or part of any ordinance in conflict with this ordinance shall be held null and void.


Section 6: Any part of this ordinance that may be held invalid by any court of jurisdiction SHALL not affect the remainder of this ordinance.

Section 7: EMERGENCY CLAUSE: There being an immediate need for clarification on the parking of a vehicle on a sidewalk and related safety issues, an emergency is declared to exist and this ordinance being necessary for the preservation of the peace, health and safety of the citizens of the City of Brookland, it shall take effect and be in full force and effect from and after its passage and approval.

Passed this 10th day of April, 2017.

ATTEST:


Billy W. Dacus, City Clerk/Treasurer


Kenneth D. Jones, Mayor





STATE OF ARKANSAS
City of Brookland

Mike Bishop makes motion to accept **Emergency Clause in Section 7 of Ordinance 2017-09** as read. David Gambill seconds motion. Mayor Jones States motion to accept Emergency Clause and second, opens motion to council for discussion: Discussion points on Emergency Clause Motion:

Mayor Jones ask if there is any further discussion on the Emergency Clause Motion. Being none Mayor Jones calls for a vote of the council:

Mike Bishop: Yes, Jean Gandy: Yes, Wilson Shipman: Yes,

Maghen Carpenter: Yes, William David Gambill: Yes, Martin Crain: Yes.

Mayor Jones announces the Motion to accept emergency clause in **Ordinance**

2017-09, Section 7 has: Passed 6 Yea's, to 0 Nays,