

CITY OF DIAMOND CITY, ARKANSAS

ORDINANCE NUMBER 05-2012

**AN ORDINANCE BY THE CITY COUNCIL OF DIAMOND CITY, BOONE COUNTY,
ARKANSAS TO AMEND ORDINANCE 4-06 TO EXTEND THE DATES FOR THE SELLING OF
FIREWORKS WITHIN THE CITY LIMITS OF DIAMOND CITY, ARKANSAS**

WHEREAS, according to the current ordinance there are only 7 days available for selling fireworks in Diamond City which precludes vendors from the ability to realize a profit for sales, and

WHEREAS, the City of Diamond City wishes to encourage business enterprises and for the city to also realize an increase of tax revenue for the sales,

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

Amend SECTION 1: Paragraph two to add to "a corporate surety bond in the principal sum of One Hundred Thousand Dollars (\$100,000)" the words "or proof of liability insurance in the amount of Two Hundred Fifty Thousand Dollars (\$250,000)."

Amend SECTION 2: Paragraph one to replace the wording "Fireworks may be sold beginning on June 28th through July 4th of each year." to read "Fireworks may be sold beginning June 22nd through July 8th of each year."

This ordinance and the various parts thereof are hereby declared to be severable. Should any section or subsection be declared by the courts to be unconstitutional or invalid, such decision shall not affect the ordinance as a whole, or any portion thereof other the section or subsection to be declared unconstitutional or invalid.

Emergency Clause

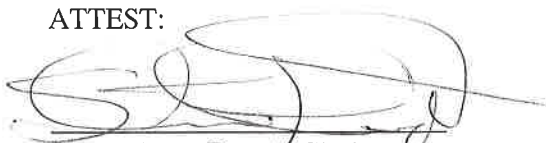
It is hereby declared that the City of Diamond City will lose expected tax revenue unless the provisions hereof have immediate effect and therefore this ordinance shall be in full force and effect from and after its passage.

Approved and adopted by roll call vote as follows this 24th day of MAY, 2012.


Ayes 6 Nays 0 Abstentions 0 Absent 0

I, the undersigned, hereby certify that the foregoing Ordinance Number 05-2012 to amend Ordinance 4-06 was duly adopted by the City Council of Diamond City, Arkansas.

ATTEST:


Steve Floyd, Deputy Clerk

APPROVED:


Shari Marshall, Mayor

PROOF OF POSTING OF ORDINANCE

STATE OF ARKANSAS

COUNTY OF BOONE

We, Shari Marshall and Cheryl Guthrie, do solemnly swear that as Mayor and City Recorder/Treasurer, respectively, of and for the City of Diamond City, Boone County, Arkansas, that a certified copy of Ordinance No. _____ - _____ was, on the _____ day of _____, 20_____, duly posted in five separate and distinct places inside the corporate limits of the Town in accordance with Ordinance No. 03 – 10 of the City, and that Ordinance No. _____ - _____ remain posted for thirty (30) days.

Dated this _____ day of _____, 20_____.

Cheryl Guthrie, City Recorder/Treasurer

Shari Marshall, Mayor