

ORDINANCE NO. 2013-10

AN ORDINANCE AMENDING THE SEARCY CODE OF ORDINANCES;  
AUTHORIZING THE SALE OF CERTAIN GOODS WITHIN THE  
DOWNTOWN AREA OF THE CITY OF SEARCY, ARKANSAS;  
DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, Main Street Searcy has encouraged the development of the downtown area of the City of Searcy; and

WHEREAS, part of the continued desire to have a vibrant downtown is the desire to have agricultural products derived from the soil, air and water located in White County, offered for sale to residents of, and visitors to, the City of Searcy and for promote the downtown area through festivals and events; and

WHEREAS, certain persons have directed Main Street Searcy and the Searcy City Council to certain anachronisms within the Searcy Code of Ordinances; and

WHEREAS, it has been determined by the Searcy City Council that a modification to the Searcy Code of Ordinances is required to permit agricultural products to be sold and festivals to be held.

NOW, THEREFORE, be it ordained by the City Council of the City of Searcy, Arkansas, to wit:

Section 1. Section 24, of The Code of Ordinances of the City of Searcy, Arkansas, is amended to read as follows:

“Sec. 24-1. Display of Merchandise in Specified Area Prohibited. It shall be unlawful for any person, firm or corporation to park or place any vehicle, trailer, conveyance or other object upon the streets, alleys and other public ways of the City within a radius of three (3) blocks from the courthouse square, for the purpose of offering any produce, goods or other merchandise for sale without having first obtained a permit authorizing such activity from the Mayor of the City of Searcy.

Sec. 24-2 Same -- Penalty. Any person violating the provisions of section 24-1 shall be deemed guilty of a misdemeanor and, upon conviction, may be fined in any sum not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00), each day's violation to be considered a separate offense.”

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. The provision of this ordinance are separable and, upon any finding that any provision of this ordinance is unenforceable, the remaining provision shall be enforceable according to their terms

Emergency Clause. The need to provide for reasoned public discourse, having been deemed to be an emergency by the City of Searcy, and the foregoing necessary for the preservation of the public peace, health, safety and welfare, an emergency is hereby declared and this ordinance shall be in full force and effect from and after its passage.

Adopted this 12th day of March, 2013.

The City of Searcy, Arkansas:

/s/ David Morris  
Mayor

ATTEST:

/s/ Jerry Morris  
City Clerk-Treasurer