

ORDINANCE NO. 2019-12

AN ORDINANCE TO ADDRESS THE NUISANCE OF DEPOSITING GRASS CLIPPINGS AND YARD WASTE UPON CITY STREETS AND PUBLIC THOROUGHFARES; PRESCRIBING PENALTIES THEREFORE.

WHEREAS, unsightly conditions exist in areas of the City of Pocahontas because grass clippings and other yard waste are deposited upon city streets and public thoroughfares; and,

WHEREAS, depositing grass clippings and other yard waste upon city streets and public thoroughfares creates a road hazard for motorcyclists, clog drain systems, harbors vermin and mosquitos, and constitutes a general nuisance condition to the public health, safety and welfare of the citizens of the City of Pocahontas; and,

WHEREAS, this ordinance is established to alleviate the aforementioned circumstances.

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

SECTION 1: that section 5.12.03 shall be added to the Code of Ordinances of the City of Pocahontas and shall read as follows:

5.12.03 Disposal of Yard Waste.

It shall be unlawful for the owners, occupants, agents or anyone having supervision, ownership, or control of a residential or commercial building, structure or property to rake, blow, deposit, place or mow fallen tree leaves, limbs, grass clippings, or any other kind of yard waste upon the streets, sidewalks, ditches, gutters and public thoroughfares within the City of Pocahontas. Furthermore, any and all such persons are hereby prohibited from permitting the deposit of any such grass clippings and other yard waste upon streets, sidewalks, ditches, gutters and public thoroughfares within the City of Pocahontas.

Any person found to be in violation of this ordinance by a court of competent jurisdiction shall, upon a finding of guilt, be adjudged guilty of an unclassified misdemeanor and shall be fined not less than twenty-five dollars (\$25.00) and no more than two-hundred fifty dollars (\$250.00).

PASSED AND APPROVED ON THIS 8TH DAY OF OCTOBER, 2019.

APPROVED:


KEITH SUTTON, MAYOR

ATTEST:


SUZANNE HAWKINS, CITY CLERK/TREASURER