

ORDINANCE NO. 2005-20

**AN ORDINANCE AMENDING ORDINANCE 2004-10 REGARDING
SIGNS AND REMOVAL OF SIGNS TO PROVIDE FOR MONETARY
PENALTIES AND FINES FOR VARIOUS VIOLATIONS OF THE
PROVISIONS OF SAID ORDINANCE, DECLARING AN
EMERGENCY AND FOR OTHER PURPOSES**

WHEREAS, The City of Clinton has adopted Ordinance 2004-10 establishing a set of regulations for the use and placement of signs within the city limits of Clinton, Arkansas; and

WHEREAS, Ordinance 2004-10 provides for the removal of signs that are in violation of the terms of the Ordinance, it did not provide for the assessment of any monetary fines to assist and compel compliance with the terms of the Ordinance; and,

WHEREAS, the Planning Commission has now determined that Ordinance 2004-10 needs to have monetary penalties in addition to requirements regarding the removal of improper signs;

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

Ordinance 2004-10 is hereby amended by renaming Article 5 as Section 6 and adding a new Article 5 that reads as follows:

ARTICLE 5

PENALTIES

Section 5-1

In addition to the authority granted to the Zoning Official in Article 4 to Order the removal of any sign that is not in accordance with the provisions of this Ordinance, any person, corporation, partnership, LLC, proprietorship or other business entity of any kind that is the owner of any sign erected or maintained in violation of this ordinance, or is the owner of the land upon which such signs is erected shall be subject to a fine of double the current cost of a sign permit from the City of Clinton for said sign per each day that the sign is not in compliance with this Ordinance. Liability for said fines or penalties shall begin to accrue from after notice of a violation from the Zoning Official to the person or entity that is the owner of the sign or the land upon which it is placed.

Section 5-2


Any person, corporation, partnership, LLC, proprietorship or other business entity of any kind that is the owner of any business that has closed and is no longer operating as a business and has a sign permitted under this Ordinance shall remove said sign within sixty (60) days of said closure. Failure to effect said removal shall subject the owner to a fine of double the current cost of a sign permit from the City of Clinton for said sign per each day that the sign is not in compliance with this Ordinance. Liability for said fines or penalties shall begin to accrue upon notice of a violation from the Zoning Official to the person or entity that is the owner of the sign or the land upon which it is placed.

Emergency Clause

The efficient and harmonious application of all laws relating to land use within the City of Clinton is essential to both the public welfare and to the equal application of the law to all persons wishing to develop property within the city, therefore an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after the date of approval.


PASSED: October 13, 2005

APPROVED:



Chip Ellis, Mayor

ATTEST:



Merl Eoff, Recorder Treasurer, City Clerk CMC

APPROVED AS TO LEGAL FORM:



Brad A. Cazort, City Attorney