

ORDINANCE NO. 0-79-30

AN ORDINANCE AMENDING SECTION 8.12.13 (b) OF THE CONWAY MUNICIPAL CODE; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

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

Section 1. That Section 8.12.13(b) of the Conway Municipal Code is hereby amended to read as follows:

(b) Any business house desiring to obtain such permit shall file written application therefor with the clerk/treasurer of the city upon such form as may now or hereafter be prescribed, together with the license fee therefor as hereinafter set forth, and the clerk/treasurer shall present the application to the city council at its next meeting. Upon approval of such application and payment of the aforesaid license fee the clerk/treasurer shall issue the permit or permits for loading zone and the holder of such permit shall, at its sole expense, procure and install an approved sign designating the space to be a loading zone. An approved sign shall be a uniform sign constructed, painted, and installed by the City of Conway and shall be installed only after payment of a fee of ten (\$10.00) dollars to the City of Conway. This requirement is retroactive and all loading zone signs now in existence shall be brought into conformity within 60 days by payment of the above ten dollar fee. The city shall remove the parking meter from the designated space and shall paint the curb thereof yellow. Such permits when so issued may be continued thereof by the payment of the license fee at the time or times and in the manner and amount hereinafter specified. Failure to pay the license fee for any calendar quarter on or before the first day of any such quarter shall result in the immediate cancellation of such permit and the sign placed at such metered place shall be removed and the city shall install a parking meter in the place of said sign. Each business house which has a valid loading zone permit in effect for the fourth calendar quarter of any year shall, on or before the 1st day of December of that year, file written application for renewal of the permit or permits held by it, in the manner hereinabove provided for initial application for such permit. All applications for renewal of loading zone permits, when so submitted to the city council, will be considered prior to consideration of applications by persons not then holding loading zone permits. Failure of any such business house to submit its application for renewal of any permit at the time and in the manner hereinabove set out shall result in forfeiture of the privilege of prior consideration

for approval and the application of such business house shall be considered along with applications of business houses which do not then hold valid loading zone permits. It is expressly provided, however, that nothing herein shall be construed to give to any holder of a valid loading zone permit a prior right to reissuance of any permit or any preference over any other person, firm or corporation, but shall only permit the city council to consider the applications of then current permit holders prior to consideration of applications by persons, firms, corporations or business houses which do not then hold a valid loading zone permit, but all applications shall be considered on merit and in the light of the need for such permit, the public convenience of the inhabitants of the city, and the city council in its discretion may grant or refuse to grant any such application.

Section 2. That all ordinances or parts of ordinances in conflict herewith are repealed to the extent of the conflict.

Section 3. There is hereby found to be an immediate need for regulation in this area and therefore an emergency is declared to exist and this ordinance being necessary for immediate preservation of public peace, health, and safety shall be in force.

PASSED THIS 12 DAY OF June, 1979.

APPROVED: Bill Wright
BILL WRIGHT, MAYOR

ATTEST: Doris Nunn
DORIS NUNN, CLERK-TREASURER