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② City of Conway



City of Conway, Arkansas
Ordinance No. O-10-105

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AN ORDINANCE ESTABLISHING AND ADOPTING BY REFERENCE CERTAIN REQUIREMENTS AND PROCEDURES FOR PUBLIC SAFETY RADIO COMMUNICATION COVERAGE IN BUILDINGS WITHIN THE CITY OF CONWAY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Conway has an immediate need to ensure that effective public safety radio communication coverage exists in all buildings within the City of Conway; and

WHEREAS, the City Council finds that implementing the procedures shall serve to protect persons and property within the City; shall preserve and protect property values within the City; shall enhance safety; and shall otherwise serve to protect the health, safety and welfare of emergency responders and the public at large within the City.

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

SECTION 1. The attached guidelines for "Public Safety Radio Coverage in Buildings" will be implemented by adoption by reference as a technical code pursuant to Arkansas Code Annotated § 14-55-207.

SECTION 2. That three (3) copies of the requirements and procedures, or the pertinent parts thereof, and any related documents are filed either electronically or by hard copy in the office of the clerk of the municipality for inspection and view by the public before the passage of the ordinance.

SECTION 3. PENALTIES.

(a) If at any time it is found that the referenced requirements or procedures are not being met, the building owner shall have thirty (30) days to make corrections. If no corrections are made, the City shall issue a citation to the violator to appear in Faulkner County District Court.

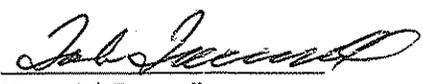
(b) The failure of the building owner or any other person or entity subject to the provisions of this ordinance to comply with the provisions of this ordinance shall be deemed a violation. Upon conviction, the offender shall be punished by a fine of not less than one hundred dollars (\$100.00) and not more than five hundred dollars (\$500.00) for each separate offense. Each day an owner or any other person or entity subject to the provisions of this ordinance fails to comply with a provision of this ordinance shall constitute a separate offense and shall be punished accordingly.

SECTION 4. Should any part of this Ordinance be held invalid by a court of competent jurisdiction, the remaining parts shall be severable therefrom and shall continue in full force and effect. That all ordinances or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as the same affect this Ordinance.

SECTION 5. This ordinance is necessary for the protection of the public peace, health and safety; an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 27th day of September, 2010.

Approved:


Mayor Tab Townsell

Attest:


Michael O. Garrett
City Clerk/Treasurer