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ORDINANCE NO. ~~100~~

AN ORDINANCE PROHIBITING THE ERECTION OF,
OR MAINTENANCE OF CANOPIES OR SHEDS WITHIN
THE INCORPORATED TOWN OF COTTER, ARKANSAS.

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE INCORPORATED TOWN OF
COTTER, ARKANSAS:

Section 1. It shall be, and is hereby declared to be unlawful for any person,
persons, firm, partnership or corporation, to construct, build, or erect,
in any manner, any canopy or shed, either of wood or metal, or both wood and
metal, which extends over and across any sidewalk, and supported by posts
extending upward from sidewalk or suspended by means of cable, chain, metal
rods or in any other manner attached to the main building to which said
canopy or shed is attached thereto.

Section 2. It shall be, and is hereby declared to be unlawful for any person,
persons, firm, partnership, or corporation to maintain any canopy or shed
constructed either of wood or metal or both wood and metal which protrudes
over and across any sidewalk, said canopy or shed being supported either by
posts extending from sidewalk upward or suspended by any cable, chain or
metal rods or in any other manner from the main building to which said canopy
or shed may be attached.

Section 3. All persons who shall erect or attempt to erect any canopy, or
shed, either wood or metal, or both wood and metal as set out in Section 1
hereof, shall be guilty of a misdemeanor and upon conviction thereof shall be
fined in any sum not less than \$5.00 nor more than \$10.00 for each day said
canopy or shed remains in violation of Section 1.

Section 4. All persons who now have canopies or sheds, as described in

Section 2 hereof, shall be required to remove same from and over said sidewalks
within

/ 30 days from the effective date of this ordinance, and for each and every day
thereafter any person, persons, firm, partnership, or corporation violating
the provisions of this section, shall be guilty of a misdemeanor, and shall be
fined in any sum not less than \$5.00 nor more than \$25.00 for each day that said
canopy or shed remains in violation of Section 2, and each day shall constitute
a separate offense.

Section 5. If the owner of said canopy or shed, as set forth in Section 4, shall fail, refuse or neglect to remove same, within 30 days from the effective date of this ordinance, the Town marshal shall proceed to cause said canopy or shed to be removed from over and across said sidewalk and the cost of the same shall be charged to the owner of said property, and the cost of removing said canopy or shed shall constitute a lien against the property of said owner.

Section 6. If any provisions of this ordinance or the application of such provision to any person, persons, firm, partnership or corporation shall be held invalid, the remainder of this ordinance, or the application of such provisions to such person, persons, firm, partnership, or corporation, other than those as to which it is held invalid, shall not be affected thereby.

Section 7. All ordinances, or parts of ordinances in conflict herewith are hereby repealed and this ordinance shall be in full force and effect from and after its approval and publication; same being necessary for the public peace and safety of the Incorporated Town of Cotter, Arkansas.

DATED: AUGUST 12, 1946.

APPROVED:

B. R. Pratt

MAYOR

ATTEST:

D. E. Reigler
RECORDER

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