R-10936

ORDINANCE NO. 0-00-33

AN ORDINANCE ESTABLISHING A TIME LIMIT FOR THE RETURN OF DEPOSITS ON PUBLIC HEARING SIGNS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

Whereas, the City of Conway requires the posting of signs giving notice of public hearings for a number of purposes, such as rezoning requests, conditional use requests and variances from various regulatory requirements, and;

Whereas, a deposit is collected from the applicant to encourage return of those signs and to pay for replacement costs if the sign is not returned and from time to time, those signs are not returned and the deposit is retained by the City of Conway, and;

Whereas, it is desirable to establish a time limit for the return of the signs in order to determine when the money may be used for replacement of the signs;

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

Section 1: That where the City of Conway requires a sign is to be posted giving notice of a public hearing and where a deposit is required from the applicant in order to obtain that sign and where the sign is not returned within a period of sixty (60) days from the date of the deposit, the sign will be considered lost and the deposit will be transferred to the general funds of the City of Conway to help defray the cost of obtaining a replacement sign. At that point, the applicant will no longer have the option of returning the sign and obtaining the deposit.

Section 2: That where an applicant has submitted a deposit for a sign, as described in Section 1 above, prior to the passage of this ordinance, the applicant submitting the deposit will have sixty (60) days from the date of passage of this ordinance to return the sign and obtain the deposit. If the sign is not returned within that time period, the sign will be considered lost and the deposit will be transferred to the general funds of the City of Conway to help defray the cost of obtaining a replacement sign. At that point, the applicant will no longer have the option of returning the sign and obtaining the deposit.

Section 3: That all ordinances in conflict herewith are repealed to the extent of that conflict.

Section 4: That 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 it passage and approval.

PASSED this 28th day of March 2000.

APPROVED:

Tab Townsell

Mayor Tab Townsell

ATTEST:

Michael O. Garrett

City Clerk Michael O. Garrett

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