

**ORDINANCE NO. 2016-\_\_**

**CITY OF CAVE SPRINGS, BENTON COUNTY, ARKANSAS**

**AN ORDINANCE REPLACING SECTION 6 ANIMALS AND FOWL, CHAPTERS 6:04 DOGS IN ITS ENTIRETY OF THE CAVE SPRINGS MUNICIPAL CODE, ARKANSAS; PROVIDING FOR ENFORCEMENT THEREOF AND PENALTIES FOR VIOLATION THEREOF; DELARING AN EMERGENCY; AND OTHER PURPOSES.**

**WHEREAS**, on January 14, 2013 the City Council of the City of Cave Springs, Arkansas adopted Ordinance No. 2013-3 providing for the care, vaccination, confinement, and other matters relating to dogs kept within the corporate limits of the City of Cave Springs, Arkansas;

**WHEREAS**, the City Council has adopted a Municipal Code for the City of Cave Springs;

**WHEREAS**, it has been determined there is an immediate need to replace and restate Section 6 ANIMALS AND FOWL Chapters 6:04 DOGS of the Cave Springs Municipal Code in its entirety, with this Ordinance to regulate the care, vaccination, confinement, and other matters relating to animals and livestock within the limits the City of Cave Springs;

**WHEREAS**, it is in the best interest of the City of Cave Springs to restate in its entirety the provisions of Ordinance No. 2013-3 as set forth herein in order to establish restrictions and regulations of the City of Cave Springs; and

**WHEREAS**, having fully reviewed the proposed amendment, the Cave Springs City Council has determined that Section 6 ANIMALS AND FOWL of the Cave Springs Municipal Code should be replaced in its entirety and shall now read as Section 6 ANIMALS AND LIVESTOCK and, as set forth herein below.

**NOW THEREFORE, BE IT ENACTED AND ORDAINED**, by the City Council of the City of Cave Springs, as follows:

**Section 1.** Section 6 of the Cave Springs Municipal Code is replaced in its entirety as follows:

**SEE ATTACHED EXHIBIT “A”**

**Section 2.** The Cave Springs Municipal Code for the City of Cave Springs, Arkansas shall remain unchanged in all respects other than those mentioned hereinabove.

**Section 3.** All ordinances and resolutions or parts of ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 4.** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

**Section 5. Declaration of Emergency.** It is hereby found and determined that Title 6 of the Cave Springs Municipal Code should be immediately amended in order to regulate the care, vaccination, confinement, and other matters relating to animals and livestock within the limits the City of Cave Spring. Therefore, an emergency is declared to exist, and this Ordinance being immediately necessary to insure the proper growth and development of the City and for the preservation of the public peace, health, safety and welfare of the citizens of Cave Springs, Arkansas, shall become effective immediately from and after the date of its passage, to take effect as provided by the terms of this Ordinance. If the Ordinance is neither approved nor vetoed by the Mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the City Council overrides the veto.

PASSED and APPROVED, this \_\_\_\_\_ day of March, 2016.

APPROVED:

ATTEST:

\_\_\_\_\_  
Travis Lee, Mayor

\_\_\_\_\_  
Kimberly Hutcheson, Recorder/Treasurer

(SEAL)