

ORDINANCE 2011 - 03

**AN ORDINANCE REQUIRING WRITTEN PERMISSION BY THE
MAYOR FOR THE USE OF THE POLICE DEPARTMENT AND/OR
FIRE/RESCUE DEPARTMENT PATCHES OR CITY LOGO(S) TO BE
REPRODUCED**

BE IT ORDAINED BY THE CITY COUNCIL OF BULL SHOALS, ARKANSAS:

SECTION 1. The term “patches” for the purpose of this ordinance shall include the current and any and all future Bull Shoals Fire/Rescue Department and Police Department insignias, crest, logos, writings, mottos, et al.

SECTION 2. The term “city logo” for the purpose of this ordinance shall include any current and any and all future Bull Shoals logo(s) which may include, but not limited to drawings, photographs, writings, crest, mottos, computer and/or hand generated design(s), insignias, et al.

SECTION 3. It shall be unlawful for any person(s), business, for profit or non for profit organization, auxiliary, foundation, chamber, corporation and/or partnership to use, reproduce, display, print, use in advertising, commercials, internet, website the City of Bull Shoals, Arkansas patches and /or city logo, et al without the express written permission of the mayor, who may impose limitation if written permission is granted.

SECTION 4. Any written permission given by a Mayor will expire at the end of his/her term in office. A new request will be required from the succeeding Mayor. Under no condition will a Mayor sign a “Hold Harmless” document.

SECTION 5. A “grandfather” clause does not apply to this ordinance.

SECTION 6. Any person convicted for a violation of the provisions of this Ordinance shall be deemed guilty of a misdemeanor. ASA 14-55-504 limits municipal fines to one thousand dollars (\$1,000.00) for a first offense or two thousand dollars (\$2,000.00) for a repeated violation but a fine not to exceed five hundred dollars (\$500.00) per day for each day the violation continues. In addition any person convicted for a violation of the provisions of this Ordinance may be imprisoned in accordance with Section 14-55-602 ASA.

SECTION 7. The power of enforcement is dedicated in ASA 14-55-601 through 14-55-608. The remedies include prosecution or a civil action to recover fines.

SECTION 8. If any provision, clause, sentence, paragraph or section of this Ordinance, or the application thereof shall be held invalid by a court of competent jurisdiction, such invalidity shall not affect the other provision(s) of this Ordinance which can be given effect

without the invalid provision(s) or application and to this end the provision(s) of this Ordinance are declared severable.

SECTION 9. This Ordinance shall be in full immediate effect upon passage and posting.

SECTION 10. Any parts of Ordinances in conflict herewith are hereby repealed.

PASSED AND ADOPTED by the City Council of the City of Bull Shoals, Arkansas, on this 29th day of September, 2011

APPROVED: Bruce E. Powell
Bruce E. Powell – Mayor

ATTESTED: Kimberly M. Williams
Kimberly M. Williams - Recorder/Treasurer

I, Kimberly M. Williams, Recorder/Treasurer, certify that this Ordinance has been posted in five (5) of the most public places in the City of Bull Shoals, Arkansas.

Posted: 9/30/2011, 2011

Posted By: Kimberly M. Williams