

ORDINANCE NO. 72 o.k.

AN ORDINANCE REGULATING THE OPERATION OF SANITARY LAND FILLS, DUMP GROUNDS AND JUNK YARDS IN BARLING, ARKANSAS AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BARLING, ARKANSAS, AS FOLLOWS:

Section One: For the purposes of this Ordinance a sanitary land fill, dump ground, or junk yard shall be defined as a place where trash, garbage, cans, papers or any other refuse from a home or business is deposited.

Section Two: Hereafter it shall be unlawful for any person, firm or corporation to dispose of or leave any trash, garbage, cans, papers or other refuse from a home or a business in any place within the city limits of Barling, Arkansas, not licensed as a sanitary land fill, dump ground or junk yard by the City of Barling, Arkansas.

Section Three: Violation of this Ordinance shall be a misdemeanor and shall be punishable by a fine of twenty-five dollars (\$25.00) for the first offense and fifty dollars (\$50.00) for each repetition of such offense and each separate act of disposing of or leaving any trash, garbage, cans, papers or any other refuse from a home or business in an unlicensed sanitary land fill, dump ground or junk yard shall constitute a separate offense.

Section Four: Any person, firm or corporation desiring to operate a sanitary land fill, dump ground or junk yard within the City of Barling, Arkansas may apply to the City Council of the City of Barling for a license to operate such facility. Such application shall be in writing and shall fully describe the property to be utilized, the nature of the trash, garbage, cans, papers or other refuse to be deposited, the type of vehicles to be utilized in transporting such trash, garbage, cans, papers and other refuse to the sanitary land fill, dump grounds or junk yards; the number of trips each vehicle will make each day and the nature of any provisions which are to be made in the transporting and disposal of trash, garbage, cans, papers, or other refuse. If upon such application the City Council determines that

the granting of such a license will not create a danger to the health, peace and safety of the City of Barling, the City Council shall issue a written license allowing the sanitary land fill, dump ground or junk yard proposed. Any such permit shall be valid for no more than one year from date of issue. Each application for permit shall be accompanied by a non-returnable application fee of ten dollars (\$10.00) which shall be placed in the General Fund of the City of Barling.

Section Five: The provisions of this Ordinance are severable, and if any part of the provisions hereof shall be adjudged invalid by any Court of competent jurisdiction, such adjudication shall not affect or impair any of the remaining parts or provisions hereof.

Section Six: This ordinance being necessary for the immediate protection of the public health, peace and safety of the City of Barling, Arkansas, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage.

PASSED: 4-15-71

APPROVED: \_\_\_\_\_

*Jerry Barling*  
MAYOR

ATTEST: \_\_\_\_\_

*Catherine J. Colley*  
RECORDER