

# REDFIELD

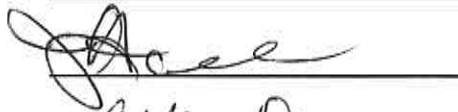
On this 13th day of August, 2018, Ordinances 2018-02, 2018-04, and 2018-05 were posted at these locations by Recorder/Treasurer Dane Fults

Location \_\_\_\_\_

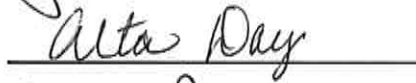
Witness \_\_\_\_\_



ShopWise



Redfield PD



Redfield Library



Redfield Post Office



Redfield City Hall



ORDINANCE 2018-02

**AN ORDINANCE AMENDING CHAPTER 7.32 OF THE REDFIELD MUNICIPAL CODE; REPEALING ANY ORDINANCE IN CONFLICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

**WHEREAS**, The City of Redfield, Arkansas previously established procedures regulating usage and sale of fireworks within City limits; and

**WHEREAS**, The City of Redfield desires to amend the current code regulating usage and sale of fireworks within City limits; and

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

**SECTION 1**

**Chapter 7.32 of the Redfield Municipal code is amended and restated in its entirety as follows:**

**7.32.01 Holiday Fireworks**

**Section 1.** It shall be unlawful for any person, firm, or corporation to shoot, explode, discharge, fire, or set off any type of fireworks within the City limits without a permit from the City of Redfield, except during the periods of June 25 through July 8 and December 27 through January 5, of each year, between the hours of 10:00 a.m. and 8:00 p.m. Sunday through Thursday, and 10:00 a.m. and 10:00 p.m. Friday and Saturday. Usage hours will be extended to midnight on the Fourth of July and 1 a.m. on New Year's Day.

**Section 2.** The person, firm, or corporation using the fireworks shall be responsible for any part or parts of any fireworks that fall or falls on any property other than their own, or any property that they have permission to use.

**Section 3.** No fireworks of any kind are to be used on property owned by the City of Redfield, Arkansas, without first obtaining a permit from the City of Redfield.

**Section 4.** Application for a fireworks permit can be obtained from Redfield City Hall. All applications must be approved or denied by the Mayor, Police Chief, and Fire Chief within three (3) Business days. If approved, the City of Redfield Recorder/ Treasurer will issue a permit to the applicant.

**Section 5.** In the event that Jefferson County, Arkansas or the City of Redfield, Arkansas declares a ban on outside burning, either ban will have the effect of also banning the discharge of all fireworks within the city limits of Redfield, Arkansas.

**7.32.02 Sales**

**Section 1.** All Firework vendors wishing to sale fireworks inside Redfield City limits must obtain a yearly seventy-five dollar (\$75) Privilege Tax License from Redfield City Hall.

**Section 2.** All Firework vendors inside Redfield City Limits shall adhere to all Arkansas State regulations regarding firework sales.

**7.32.03 Fine**

Any person violating any portion of this ordinance shall be deemed guilty of a misdemeanor and shall be punished, upon conviction, by assessment of a fine not less than Fifty Dollars (\$50) and not more than Two Hundred Dollars (\$200), plus the cost of court, for each violation.

**SECTION 2**

All Ordinances, Resolutions, Regulations, or parts thereof, in conflict with this Ordinance, are hereby repealed to the extent of the conflict.

The provisions of this Ordinance are declared severable, and if the provisions shall for any reason be illegal or invalid, such holding shall not affect the validity of the remainder of this Ordinance.

**SECTION 3.**

There is an immediate need to adopt this Ordinance. The use of fireworks creates a disturbance to the community, disrupting the peace of citizens and their animals. It is necessary to clarify the circumstances in which fireworks can be used. Therefore, an emergency exists, and this Ordinance is necessary for the preservation of the public peace, health, and safety. Accordingly, it shall be in full force and effect immediately from and after its passage and approval.

Passed and approved this 10th day of July 2018.

Approved: Mayor Hanna Carter

Attest: Recorder/Treasurer [Signature]

An Ordinance 2018- 04

**An Ordinance for the Levy of a 1 Percent (1%) Sales and Use Tax within the City of Redfield, Arkansas; and Prescribing Other Matters Pertaining Thereto;**

Whereas, The City Council of the City of Redfield Arkansas has determined that there is great need for improvement of Municipal Services and for the source of revenue to finance such services, and;

Whereas, Title 26, Chapter 75, Subchapter 2 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation") provides for the levy of a 1 percent (1%) citywide sales and use tax; and

Whereas, this ordinance being necessary for the operation and improvement of Municipal Services;

Now, therefore be it ordained by the City Council of the City of Redfield, Arkansas;

**Section 1.** Under the authority of the Authorizing Legislation, there is hereby levied a 1 percent (1%) tax on all gross receipts from the sale at retail within the City of Redfield, Arkansas on all items which are subject to the Arkansas Gross Receipts Act of 1941, as amended (Arkansas Code Ann. 26-52-101, et seq.) and the imposition on an excise (or use) tax on the storage, use, distribution, or other consumption within the City of tangible personal property subject to the Arkansas Compensating Tax Act of 1949, as amended (Arkansas Code Ann. 26-53-101, et seq.) at the rate of 1 percent (1%) of the sale price of the property or, in the case of leases or rentals, of the lease or rental price, (collectively the "Sales and Use Tax").

**Section 2.** All Ordinances, Resolutions, Regulations, or parts thereof, in conflict with this Ordinance, are hereby repealed to the extent of such conflict.

**Section 3.** This Ordinance shall not take effect until an election is held on the question of levying the Sales and Use Tax at which a majority of the electors voting on the question shall have approved the levy of the Sales and Use Tax.

PASSED AND APPROVED this 7<sup>th</sup> day of August, 2018.

APPROVED: *Harmon Carter*

Mayor

ATTEST: *Debra Fultz*

City Recorder-Treasurer

By: Alderman Hedden

CITY OF REDFIELD, ARKANSAS

ORDINANCE NO. 2018-05

CALLING FOR A SPECIAL ELECTION

AN ORDINANCE CALLING FOR A SPECIAL ELECTION IN THE CITY OF REDFIELD, ARKANSAS IN THE QUESTION OF LEVYING A 1 PERCENT (1%) SALES AND USE TAX WITHIN THE CITY OF REDFIELD, ARKANSAS; PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY.

WHEREAS, the City council of the City of Redfield, Arkansas ("the City") has passed on August 7, 2018, Ordinance No. 2018-04 providing for the levy of a 1 percent (1%) sales and use tax within the City (the "Sales and Use Tax")

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Redfield, Arkansas;

**Section 1.** That there be, and there is hereby called, a special election to be held on November 6, 2018, at which election there shall be, submitted to the electors of the City the question of the levy of the Sales and Use Tax.

**Section 2.** That the question of levying the sales and Use Tax shall be placed on the ballot for the election in substantially the following form:

Vote on the measure by placing an "X" in the square opposite the measure either for or against.

FOR adoption of a 1% local Sales and Use Tax within the City of Redfield Arkansas.

AGAINST adoption of a 1% local Sales and Use Tax within the City of Redfield, Arkansas.

**Section 3.** That the election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for municipal elections unless otherwise provided in Title 26, Chapter 25, Subchapter 2, of the Arkansas Code of 1987

Annotated (the "Authorizing Legislation") and only qualified voters of the city shall have the right to vote at the election.

**Section 4.** That the results of the election shall be proclaimed by the Mayor, and his Proclamation shall be published one time in a newspaper having a general circulation in the City, which Proclamation shall advise that results as proclaimed shall be conclusive unless attacked in the courts within thirty (30) days after the date of publication.

**Section 5.** That a copy of this Ordinance shall be given to the County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance shall also be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.

**Section 6.** That the Mayor and City Treasurer / Recorder for and on behalf of the City, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and, if the levy of the Sales and Use Tax is approved by the electors, to cause the sales and Use Tax to be collected in accordance with the Authorizing Legislation, and to perform all acts of whatever nature necessary in a timely fashion to carry out the authority conferred by this Ordinance.

**Section 7.** That all Ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

**Section 8.** It is hereby ascertained and declared that there is a great need to establish a stable source of revenue to finance vital municipal services in order to promote and protect the health, safety and welfare of the City and its inhabitants. It is therefore declared that an emergency exists and this Ordinance being necessary for the immediate preservation of the

public peace, health and safety shall be in force and take effect immediately from and after its passage.

Passed: August 7, 2018

Attest: 

Approved: August 7, 2018

Mayor: 