ORDINANCE NO. 240 012

AN ORDINANCE FIXING THE TIME FOR THE FILING OF REFERENDUM PETITIONS PROVIDED FOR BY AMENDMENT NO. 7 TO THE CONSTITUTION OF THE STATE OF ARKANSAS, AND REGULATING THE PROCEDURE THEREON.

BE IT ORDAINED by the City Council of theCity of Atkins, Arkansas:

SECTION 1. All referendum petitions under Amendment No. 7 to the Constitution of the State of Arkansas must be filed with the City Recorder within thirty days after the passage of the measure upon which the referendum is sought.

SECTION 2. Whenever any referendum petition is filed, the City Council shall give notice by publication for one insertion of a time not less than five days after the publication of such notice at which it will hear all persons who wish to be heard on the question whether such petition is signed by the requisite number of petitioners. At the time named the Council shall meet and hear all who wish to be heard on the question, and its decision shall be final unless suit is brought in the Chancery Court of Pope County, within thirty days to review such decision.

SECTION 3. If the City Council finds that such petition is signed by the requisite number of petitioners, it shall order a special election to determine by a note of the qualified electors of the City whether the ordinance shall stand or be revoked. The date for such election shall not be less than ten days after the order therefor has been made by the Council, and said election shall be had and conducted as general mumicipal elections are held.

SECTION 4. If any ordinance referred to the people is defeated at the polls, the Council shall take notice of such fact and shall take notice of such fact and shall expunge such ordinance from its files with red ink.

SECTION 5. If any provision of this ordinance is held to be void, it shall not affect the validity of the remainder, but the remainder shall stand.

SECTION 6. The City Council hereby ascertains and declares that there will be in the near future the enactment of certain ordinances, resolutions and other matters pertaining to the improvement of streets of the City of Atkins, and that unless there is a limit fixed within whic referendum petitions may be filed, there is danger of loss of life or property, and that therefore an emergency exists and this ordinance, being necessary for the preservation of the public peace, health and safety shall become effective without delay immediately upon its passage.

PASSED: July 11, 1951 APPROVED: Paul Hurst, Mayor

ATTEST: FRANK CLEVELAND, City Recorder