

**DYER, ARKANSAS**

**ORDINANCE NO. 2017-09-26-01**

AN ORDINANCE REQUIRING ANY PERSONS OWNING OR BUILDING A PRIVATE OR PUBLIC DRIVEWAY OVER ANY PUBLIC DITCH TO PROVIDE ADEQUATE MEANS BY TILE OR OTHER CONSTRUCTION, TO BE APPROVED BY THE STREET SUPERINTENDENT, TO ALLOW THE CONTINUED FLOW OF WATER THROUGH SAID DITCH; MAINTAINING THE SAME; AND PROVIDING A PENALTY FOR VIOLATION HEREOF, AND FOR OTHER PURPOSES.

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

BE IT ORDAINED by the City Council of the City of Dyer, Arkansas:

**SECTION I**

That every person, firm or corporation constructing a driveway over any public ditch within the City of Dyer, Arkansas, shall provide some adequate means for the continued flow of water through said ditch; such opening shall be made by tile or other materials to be approved by the Street Superintendent of the City of Dyer, Arkansas.

**SECTION II**

That every person, firm, or corporation having a driveway over any public ditch within the City of Dyer, Arkansas, shall maintain adequate continued water flow through the ditch by properly maintaining any installed tile, culvert, or other device in proper working condition and by particularly preventing the buildup of silt, trash, leaves, or other debris.

**SECTION III**

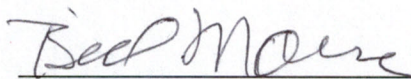
Any person failing to comply with the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall be punished upon conviction in any sum not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00), and each day that said condition shall exist shall be considered a continuing offense subject to an additional fine of not less than Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00) per day.

**SECTION IV**

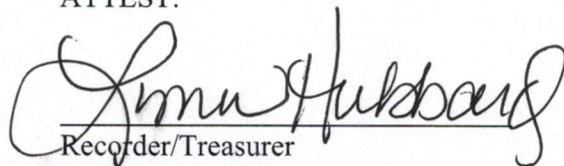
All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED ON THIS THE 26<sup>TH</sup> DAY OF SEPTEMBER 2017.

APPROVED:

  
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Mayor

ATTEST:

  
\_\_\_\_\_  
Recorder/Treasurer