

## **TITLE 8**

### **VEHICLES AND TRAFFIC**

#### **Chapters:**

- 8.04 Abandoned Vehicles
- 8.08 Truck Routes
- 8.12 Parking of Recreational Vehicles
- 8.14 Stopping, Standing and Parking Handicap Designated Area
- 8.16 Parking on Streets
- 8.20 Moving of Buildings
- 8.24 Speed Limits
- 8.28 All Terrain Vehicles on City Streets
- 8.32 Accepting and Vacating Street

#### **CHAPTER 8.04**

##### **ABANDONED VEHICLES**

#### **Sections:**

- 8.04.01 Abandoned or improperly parked vehicle-removal authorized; charges; lien
- 8.04.02 Notice to owner and lienholder
- 8.04.03 Sale of unclaimed vehicles

##### **8.04.01 Abandoned or improperly parked vehicle-removal authorized; charges; lien**

Any vehicle which hereafter shall be illegally parked on or in the streets, alleys, or other public ways of the city or has obstructed the movement of traffic thereon, for a period of twenty-four (24) hours or more shall be presumed to have been abandoned by its owner and/or operator, and the Police Chief or his/her designated representative, shall be authorized to remove said vehicle therefrom. The owner of a vehicle and the person who left the vehicle unattended or abandoned or any owner or operator waiving an owner's preference shall be liable for all reasonable costs of towing, recovery, storage, and other incidental costs related to such a removal. Owner preference means the right of the owner, his or her agent, or any competent occupant of any disabled or inoperative vehicle to request some responsible and reasonable person, gratuitous bailee, or bailee for hire of his or her choosing to take charge of the care of the vehicle. (Ord. No. 2008-14, Sec. 1.)

**8.04.02 Notice to owner and lienholder** The city's possessory lien shall be perfected by mailing notice to the last known registered owner and lienholders of the vehicle by certified mail, return receipt requested. Notice shall also be posted not sooner than two (2) business days but within eight (8) business days after the date that the towing and storage firm receives the vehicle.

If the data records of the Office of Motor Vehicles or the office of motor vehicles for the state where the vehicle is registered, if known, do not contain any information as to the last known registered owner or owners and lienholders, notice by publication one (1) time in one (1) newspaper of general circulation in the county where the vehicle was found, unattended, abandoned or improperly parked is sufficient notice (Ord. No. 2008-14, Sec. 2.)

**8.04.03 Sale of unclaimed vehicles** The failure of the owners of lienholders to exercise his/her or its right to reclaim the vehicle and its contents within forty-five (45) days of receiving notice or after the posting or publication of notice shall constitute a waiver by the owner or lienholder of all right, title, and interest in the vehicle and its contents. If the vehicle and its contents are not redeemed by its owner or security lienholder within the time frame provided by this section, the city may sell the vehicle and its contents at a non-judicial public sale for cash. The sale shall not occur later than ninety (90) days after perfection of the lien or forty-five (45) days after the release of any law enforcement hold or other official hold, whichever is later. (Ord. No. 2008-14, Sec. 3.)

## **CHAPTER 8.08**

### **TRUCK ROUTES**

#### **Sections:**

- 8.08.01 Truck routes established
- 8.08.02 Posting and designation of truck routes
- 8.08.03 Violation and penalties

#### **8.08.01 Truck routes established**

- A. All persons, firms, or corporations, or their agents, officers, or employees who operate or drive any motor truck, truck-trailer with semi-trailer of any full trailer, or any other motorized vehicle or equipment, except pick-up trucks, school buses, and church buses, or cause any vehicles or equipment to be operated or driven in and through the city of Centerton, and when such vehicle or equipment has no purposes or business within the said city other than to traverse the streets and highways thereof, shall be and are hereby required to use exclusively and are prohibited from operating or driving or causing the operation or driving of such vehicle or equipment upon any other streets or highways within the city of Centerton than such streets, roads or public ways as:
  - 1. have been or may hereafter be designated as federal or state highways; or
  - 2. may hereafter be designated, pursuant to this ordinance as a truck route.
- B. All persons, firms or corporations, or their agents, officers or employees which operate or drive such vehicles or equipment or cause to be operated or driven which originate and operate outside the city limits of the city of Centerton, but which transact deliveries and/or pick-ups within the said city shall be and are hereby

required to use and remain upon, and are prohibited from using any other streets, roads, or public ways within the said city than the routes herein specified to the nearest possible point to their destination and are further required to utilize the shortest and most direct route available in passing between the truck route and their destination.

- C. This ordinance shall not be construed to prohibit the motorized vehicles and equipment specified in Section 1(a) from crossing said streets, roads or public ways at their intersection with other streets, nor apply to delivery vehicles serving the merchants or residents in the immediate area if no alternate route is available, nor shall this ordinance be construed to as to prevent any person living within the corporate limits of Centerton, Arkansas, from operating such motorized vehicle or equipment upon said street where it becomes necessary for them to carry on their business or to reach their home.
- D. The term “motor truck or other motorized vehicle or equipment” as used in Section 1(a) shall mean every wheeled vehicle whether motorized or towed and designed or operated for the transportation of persons or property, the body weight or combined body and load weight of which exceeds the sum of 32,000 pounds gross vehicle weight. (Ord. No. 2001-19, Sec. 1.)

**8.08.02 Posting and designation of truck routes** All truck routes established hereunder shall be adequately and clearly designated by signs posted along such routes which shall distinctly and precisely indicate the course of the route and warn against failure to use such routes as violation thereof. (Ord. No. 2001-19, Sec. 2.)

**8.08.03 Violations and penalties** Failure to comply with the provisions of hit ordinance shall constitute a misdemeanor and shall be punishable by a fine of not less than Two Hundred Fifty Dollars (\$250.00) or more than Five Hundred Dollars (\$500.00) for first offenses and not more than One Thousand Dollars (\$1,000.00) for second and subsequent offenses. (Ord. No. 2001-19, Sec. 3.)

## **CHAPTER 8.12**

### **PARKING OF RECREATIONAL VEHICLES**

**Sections:**

- 8.12.01 Definitions
- 8.12.02 Parking
- 8.12.03 Recreational vehicle storage
- 8.12.04 Emergency parking
- 8.12.05 Permanent dwelling
- 8.12.06 Fine

### **8.12.01 Definitions**

**Recreation vehicle** – a vehicular-type portable structure without permanent foundation that can be towed, hauled or driven, and primarily designed as a temporary living accommodation for recreational, camping and travel use and including, but not limited to, travel trailers, truck campers, camping trailers, and self-propelled motor homes.

**Recreational vehicle park** – a parcel of land upon which two (2) or more recreational vehicle sites are located, established, or maintained for occupancy by the recreational vehicles of the general public as temporary living quarters for recreation or vacation purposes. (Ord. No. 98-3, Sec. 1.)

**8.12.02 Parking** No person shall park within the corporate limits of the city of Centerton, Arkansas, any recreational vehicle on any street, alley, highway, or other public place, or on any tract of land owned by any person except as provided in this ordinance. (Ord. No. 98-3, Sec. 2.)

**8.12.03 Recreational vehicle storage** The parking of unoccupied recreational vehicles in an accessory private garage building, or on private property, is permitted, provided no permanent living quarters shall be maintained or any business practiced in said recreational vehicle while it is so parked or stored except as permitted by this ordinance. (Ord. 2012-06, Sec. 12.03)

**8.12.04 Emergency parking** Emergency or temporary stopping or parking of a recreational vehicle is permitted for a period of twenty-four (24) hours. (Ord. No. 98-3, Sec. 4.)

**8.12.05 Permanent dwelling** Recreational vehicles shall not be used as a permanent place of abode, or as a permanent dwelling or for indefinite periods of time. It shall be permitted for a guest to park and occupy a recreational vehicle on the premises of an occupied dwelling for a period not to exceed thirty (30) days. It shall be permitted for an evangelist or team of evangelists to park and occupy a recreational vehicle on church property for a period not to exceed thirty (30) days, so long as the parking and occupancy is related to a revival, seminar, concert, or planned church function. Persons wanting to occupy a recreational vehicle as allowed by this ordinance shall register with the City the start date and end date of occupancy which shall not exceed thirty (30) days. These time periods may be extended by special permit issued by the city planning commission. (Ord. 2012-06, Sec. 2)

**8.12.06 Fine** Any person or persons violating any provisions or sections of this ordinance shall, upon conviction, be deemed guilty of a misdemeanor and fined in any sum not less than Twenty-Five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00), and each day that the violation continues shall be considered a separate offense. (Ord. No. 98-3, Sec. 6.)

## **CHAPTER 8.14**

### **STOPPING, STANDING AND PARKING IN A HANDICAPPED DESIGNATED AREA**

Sections:

- 8.14.01 Offenses
- 8.14.02 Penalties

**8.14.01 Offenses** It shall be unlawful for any person to stop, stand, obstruct access to or of handicap parking, or park a vehicle not displaying a special license plate, a special certificate, or an official designation of another state identifying the vehicle as being authorized to park in a handicapped area, as provided for in A.C.A. 27-15-301 *et seq.*, in an area designated for the exclusive use of any person with a disability. Further, it shall be unlawful for any person to stop, stand, obstruct access to or of handicap parking, or park a properly marked vehicle in an area designated for the exclusive use of handicapped persons if such a vehicle is operated by a person who is not a person with a disability and is not using the vehicle to transport a person with a disability. (Ord. No. 10-05, Sec. 1)

**8.14.02 Penalties** Any person that improperly stops, stands, or parks a vehicle in violation of Section 8.14.01 shall be fined not less than One Hundred Dollars (\$100) and not more than Five Hundred Dollars (\$500).” (Ord. No. 2010-05, Sec.2)

## **CHAPTER 8.16**

### **PARKING ON STREETS**

Sections:

- 8.16.01 Unlawful
- 8.16.02 General list of prohibited locations
- 8.16.03 Additional parking restrictions
- 8.16.04 Exception
- 8.16.05 Fine

**8.16.01 Unlawful** Where no sign is provided, it shall be unlawful to leave any motor vehicle, trailer, farm equipment, farm machinery, or any other equipment or machinery parked on any street or alley for a continuous period of more than twelve (12) hours within the corporate limits of Centerton, Arkansas. When signs are erected on any street or part of a street in each block giving notice thereof, no person shall park a vehicle on any such street or part of a street in each block so designated not in conformance with the restriction provided by the sign. Parking not in conformance with this section shall be permissible in the case of an emergency provided doing so does not interfere or hinder emergency services operations and except as otherwise permitted by city regulations. (Ord. No. 2008-27, Sec. 1.)

**8.16.02 General list of prohibited locations** No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic control device, in any of the following places:

- A. In front of, or within ten (10) feet of a mailbox.
- B. In front of any place of business or assembly during the period of public assemblage therein, or of a principal exit or entrance to a school, hotel, theater, hospital or other public building. (Ord. No. 2008-27, Sec. 4.)

**8.16.03 Additional parking restrictions** The Mayor and/or designees may, from time to time, designate streets or portions thereof, or other areas, where the parking of vehicles is prohibited, limited or restricted, and it shall be the duty of the Street Superintendent to indicate such areas by appropriate markings or signs giving notice of the prohibition, limitation, or restriction. No such restrictions shall be enforceable unless proper signs reflecting the restriction are posted on the street or any part of the street, on each block that is affected by the restriction. (Ord. No. 2008-27, Sec. 5.)

**8.16.04 Exception** The prohibition in this ordinance shall not preclude parking on a street or alley when such street or alley is adjacent to a site where construction or other improvements are on-going and such parking is directly related to accomplishment of such construction. (Ord. No. 2001-20, Sec. 2.)

**8.16.05 Fine** Any person or persons violating any of the provisions or sections of this ordinance shall, upon conviction, be deemed guilty of a misdemeanor and fined in any sum not less than Twenty-Five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00), and each day that the violation continues shall be considered a separate offense. (Ord. No. 2001-20, Sec. 3.)

## **CHAPTER 8.20**

### **MOVING OF BUILDINGS**

**Sections:**

8.20.01	Permit required
8.20.02	Applications
8.20.03	Fees
8.20.04	Inspection
8.20.05	Permits - conditions
8.20.06	Clean-up
8.20.07	Bond
8.20.08	Bond - damage to streets or property
8.20.09	Variance
8.20.10	Penalty

**8.20.01 Permit required** It is hereby declared unlawful for any person, firm, company, or corporation to move any building or structure, except and excluding new manufactured homes, new mobile homes, and new modular homes within the city of Centerton from one lot or piece of property to another, or from one location to another on the same lot or piece of property, or outside the city limits of the city of Centerton into the city of Centerton without first securing a permit to do so from the City Council of the city of Centerton. Moreover, a building permit as described in Chapter 11.20 of the Centerton Municipal Code must also be obtained. For the purpose of this ordinance, the word "new" shall mean a building or structure that has never been occupied or used for any purpose, and the words "mobile home," "modular home," and "manufactured home" shall have the same meanings as appear in the zoning regulations for the city of Centerton. (Ord. No. 2010-22, Sec. 1.)

**8.20.02 Applications** All applications for a permit to move any building or structure shall be made in writing to the Planning Commission of the city of Centerton in a form furnished by said Commission and shall contain the following information:

- A. Name, address, and telephone number of the applicant;
- B. Description of type of building or structure to be moved;
- C. Present location of building or structure;
- D. Proposed location of building or structure;
- E. Photographs of the building or structure to be moved and photographs of the buildings or structures on the properties contiguous to the premises onto which the building or structure is to be moved; and
- F. Such other information as may reasonably be required in order to carry out the purposes of this ordinance. (Ord. No. 2010-22, Sec. 2.)

**8.20.03 Fees** Before any application for a permit is accepted, an application fee of \$100.00 shall be paid to the city of Centerton to cover the cost of investigation and inspection. Additionally, a clean-up completion deposit is required in the amount of \$500.00 for the moving of buildings. This deposit shall be refunded upon completion of work; whereas no unsanitary or unsightly condition, trash, or health hazard to the public exists. If such conditions exist then the deposit shall be forfeited and the city can do whatever it deems necessary, within the confines of Arkansas law, to insure the site is properly cleaned. Additionally, all applicable building, plumbing, electrical and mechanical fees described in Chapter 11.20 of the Centerton Municipal Code must also be paid. (Ord. No. 2010-22, Sec. 3.)

**8.20.04 Inspection** Upon acceptance of the application for a permit, the Planning Commission will cause to be inspected the building or structure proposed to be moved, the district into which the building or structure is to be moved, and the premises onto which the building or structure is to be moved. (Ord. No. 2010-22, Sec. 4.)

**8.20.05 Permits - conditions** No permit shall be issued to relocate any building or structure which is in such condition as to be dangerous or unsanitary; or which, if it be a dwelling or habitation, is unfit for habitation; or which is so dilapidated, defective, unsightly, or in such a condition of deterioration or disrepair that its relocation at the proposed site would cause

appreciable harm to or be materially detrimental to the property or improvements in the district into which the building or structure is to be relocated; or if the proposed use is prohibited by any ordinance of the city of Centerton or by any other law or statute; provided, however, that if the condition of the building or structure in the judgment of the City Council admits of practicable and effective repair, the permit may be issued on such terms and conditions as the City Council may deem reasonable and proper, including but not limited to the requirement of changes, alterations, additions, or repairs to be made to or upon the building or structure to the end that the relocation thereof will not be materially detrimental or injurious to public safety or to the public welfare or to the property and improvements or either in the district into which it is to be moved.

The terms and conditions upon which each permit is granted shall be written upon the permit or appended in writing thereto. Said terms and conditions, and the relocation bond, shall provide for appropriate clean-up of both the existing site and the relocation site, pursuant to Section 8.20.06 herein. (Ord. No. 2010-22, Sec. 5.)

**8.20.06 Clean-up** When a building or structure is moved from any property within the city of Centerton to any other location, the site from which the building or structure is moved shall be cleaned of all concrete, lumber, and other debris remaining from the removal of the building or structure, and all basements, cellars, and other excavations shall be filled. In addition, all concrete, lumber and other debris shall be removed, and any other appropriate clean-up shall be performed at the site to which any building or structure is moved. Such work shall be performed by, and the costs thereof shall be born by the person (s) moving such building or structure. (Ord. No. 2010-22, Sec. 6.)

**8.20.07 Bond** No relocation permit required by this ordinance shall be issued by the City Council unless the applicant therefor shall first post with the city of Centerton a bond executed by the person(s) desiring to move such building or structure as principal and a surety company authorized to transact business in the State of Arkansas as surety. The bond shall be in the form, joint and several, shall name the city of Centerton as the obligee, and shall be in an amount equal to the cost of the work required to be done in order to comply with all the conditions of such relocation permit and all other ordinances, rules, or regulations of the city of Centerton. Such cost shall be estimated by the Planning Commission. In lieu of a surety bond, the applicant may post a bond executed by the person(s) desiring to move such building or structure as principal which is secured by a deposit in cash in the amount named above and conditioned as required in the case of a surety bond. Such bond as secured is called a cash bond for the purpose of this ordinance. (Ord. No. 2010-22, Sec. 7.)

**8.20.08 Bond - damage to streets or property** In granting any permit, the City Council may in its discretion require the applicant to give a separate and additional bond to the city of Centerton in an amount to be fixed by the City Council to ensure payment for any damage which the applicant may cause to any public property, streets, sidewalks, trees, or shrubs in the moving of any building or structure. (Ord. No. 2010-22, Sec. 8.)

**8.20.09 Variance** Upon written application delivered to the City Planning Department and containing such information as it may reasonably require, the Centerton Planning Commission



may grant variances from the provisions of this chapter with terms and conditions for reasonable cause. The cause for the variance must be stated on the record. (Ord. No. 2010-22, Sec. 9.)

**8.20.10 Penalty** Any person, firm, or corporation violating any provision of this chapter shall upon conviction be deemed guilty of a misdemeanor and be fined in any sum not less than \$100.00 nor more than \$500.00, and each day that such violation continues shall be a separate punishable offense. (Ord. No. 2010-22, Sec. 10.)

## **CHAPTER 8.24**

### **SPEED LIMITS**

#### **Sections:**

8.24.01	Reasonable speeds
8.24.02	Within city limits
8.24.03	Special speed limits
8.24.04	Fine

#### **8.24.01 Reasonable speeds**

- A. No person shall drive a vehicle on a public or private road, street, easement, highway, way or place used for vehicular travel, access or parking, within the city of Centerton, Arkansas, at a speed greater than is reasonable and prudent under the conditions, and having regard to the actual and potential hazards then existing. In every event, speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering the said public or private road, street, easement, highway, way or place used for vehicular travel, access or parking in compliance with legal requirements and the duty of all persons to use due care.
  
- B. No person shall drive a vehicle on a public or private road, street, easement, highway, way or place used for vehicular travel, access or parking, within the city of Centerton, Arkansas, in a manner that is unreasonable and imprudent under the conditions of said public or private road, street, easement, highway, way or place used for vehicular travel, access or parking; or in a manner that is unreasonable or imprudent considering the condition of the driver; or in a manner that is unreasonable or imprudent considering the condition of the vehicle, having regard to the actual and potential hazards then existing. In every event, the manner of driving shall be so controlled as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering the said public or private road, street, easement, highway, way or place used for vehicular travel, access or parking,

in compliance with legal requirements and the duty of all persons to use due care. (Ord. No. 95-18, Sec. 1.)

**8.24.02 Within city limits** The maximum lawful speed for any vehicle driven upon any public or private road, street, easement, highway, way or place used for vehicular travel, access or parking, within the city limits of the city of Centerton, Arkansas, except as otherwise legally designated and except where a special hazard exists that requires a lower speed for compliance with Sections (A) and (B) of 8.24.01 shall be twenty-five miles per hour (25 MPH). (Ord. No. 95-18, Sec. 2.)

**8.24.03 Special speed limits** The City Council is hereby authorized to establish maximum speed limits on specified roads, streets, easements, highways, ways or places used for vehicular travel, access or parking by resolution duly adopted by said City Council and when any such special designation is made, said maximum speed limits shall take precedence over the limit as set out in Section 2. When adopted as herein provided, any such special speed limits designation shall be effective when appropriate signs giving notice thereof are erected along the designated road, street, easement, highway, way or place used for vehicular travel, access of parking. In the case of subdivision, appropriate signs need only be placed along each and every road, street, easement, highway, way or place used for vehicular travel, access or parking by which it is possible to gain access into said subdivision, with the notation “UNLESS OTHERWISE POSTED” clearly marked on such signs. (Ord. No. 98-11, Sec. 1.)

**8.24.04 Fine** Any person who violates any of the provision of Section (A) of 8.24.01 shall, upon conviction thereof, be guilty of a misdemeanor, and be punished by a fine of not more than One Hundred Fifty Dollars (\$150.00) and not less than Twenty-Five Dollars (\$25.00). Any person who violates any of the provisions of Section (B) of Section 1 shall, upon conviction thereof, be guilty of a misdemeanor and be punished by a fine of not more than Two Hundred Fifty Dollars (\$250.00) and not less than Twenty-Five Dollars (\$25.00). Any person who violates any of the provisions of Section 2 shall, upon conviction thereof, be guilty of a misdemeanor and be punished by a fine of not more than One Hundred Dollars (\$100.00) and not less than Twenty-Fie Dollars (\$25.00). (Ord. No. 96-8, Sec. 1.)

## **CHAPTER 8.28**

### **USE OF ALL-TERRAIN VEHICLES ON CITY STREETS**

Sections:

8.28.01	Definitions
8.28.02	Operation of All-Terrain Vehicles
8.28.03	Nuisance
8.28.04	Exceptions
8.28.05	Scope of Regulations
8.28.06	Penalty

**8.28.01 Definitions:**

For purposes of this Ordinance the following terms shall have the stated definition:

**All-Terrain Vehicle** All-terrain vehicle, or ATV, shall mean any motor vehicle, fifty-two inches or less in width, having an unladen weight of eight hundred pounds or less, traveling on three or more low pressure tires with a seat designed to be straddled by the rider, designed for or capable of traveling over unimproved terrain.

**Go-Cart** A small, low motor vehicle with four wheels and an open framework, typically used in racing, whether or not the vehicle is actually being used in a race.

**Four or more wheeled utility vehicle** Utility vehicle with four or more wheels driven with a steering wheel intended for off-road usage, sometimes referred to as a “UTV”, “Multi-purpose utility vehicle”, “Recreation utility vehicle”, “Gator”, “Rhino”, “Mule”, “Prowler” or “Ranger” type utility vehicle, whether or not the vehicle carries the particular name.

**Motorized dirt bike** A motorcycle which is not legal to drive on the streets or highways of the State of Arkansas because of a lack of proper registration or a lack of necessary attached equipment. A motorized dirt bike is one typically designed for use in off-road racing commonly known as motocross, or may otherwise be used for the performance of driving stunts or tricks, whether or not it is engaged in any such activities. (Ord. No. 10-08, Section 1)

**8.28.02 Operation** All-terrain vehicles, go-carts, four or more wheeled utility vehicles and motorized dirt bikes shall not be operated within the City unless said operation is on real property, a minimum of three acres in size, owned or leased by the owner of the vehicle, or on property with the permission of the owner of the real property. Membership in an electric cooperative or property owners association which owns real property or an easement shall not constitute “real property” as provided by this section. The above defined vehicle types shall not be operated on paved city streets in commercial or residential zoned areas. (Ord. No. 10-08, Sec. 2)

**8.28.03 Nuisance** In no event shall the operation of all-terrain vehicles, go-carts, four or more wheeled utility vehicles or motorized dirt bikes pursuant to this Ordinance be construed as the City abrogating its right to abate nuisances, nor the City restricting any civil action brought by a private party for the abatement of a nuisance. (Ord. No. 10-08, Sec. 3)

**8.28.04 Exceptions** The prohibition in this chapter shall not apply to the following:

- A. all-terrain vehicles or four or more wheeled utility vehicles operated by police, military, fire, ambulance or other emergency personnel, in the furtherance of their official duties.
- B. commercial businesses or utilities operating all-terrain vehicles or four or more wheeled utility vehicles as part of their day to day operations.
- C. use of all-terrain vehicles or four or more wheeled utility vehicles in the furtherance of landscaping or gardening activities.
- D. use of all-terrain vehicles or four or more wheeled utility vehicles in the removal of snow and ice.
- E. all-terrain vehicles or four or more wheeled utility vehicles used in farming operations. (Ord. No. 10-08, Sec. 4)

**8.28.05 Scope of Regulations** This chapter shall not apply to those areas of the city zoned for agriculture. (Ord. No. 10-08, Sec. 5)

**8.28.06 Penalty** Any person who violates any provision of this chapter shall, upon conviction thereof, be guilty of a misdemeanor and shall be punished by a fine of not more than Two Hundred Fifty Dollars (\$250.00) and not less than Twenty-Five Dollars (\$25.00).” (Ord. No. 10-08, Sec. 6)