ORDINANCE NO. 30

AN ORDINANCE FIXING THE PERIOD WITHIN WHICH
REFERENDUM PETITIONS MAY BE FILED; PRESCRIBING
OTHER MATTERS RELATED THERETO; AND DECLARING
AN EMERGENCY.

BE IT ORDAINED by the Town Council of the Town of Oak
Grove, Arkansas:

Section 1.   That all referendum petitions under Amend-
ment No. 7 to the Constitution of the State of Arkansas must be
filed with the Recorder within thirty (30) days after the passage
of any ordinance or resolution.

Section 2.   That upon the filing of said referendum
petition, the Mayor is hereby directed to give notice by publica-
tion for one insertion in a newspaper having a general circulation
in the Town of Oak Grove, Arkansas, and by posting in five (5)
public places in the Town of Oak Grove, Arkansas of a time not less
than five (5) days after the publication of such notice at which
the Council 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 Carroll
County, Arkansas within thirty (30) days to review its action.

Section 3.   That if the Council finds that such
petition is signed by the requisite number of qualified
petitioners, it shall order a special election to determine by a
vote of the qualified electors whether the ordinance or resolution
shall stand or be revoked, and fix a date which shall be not less
than ten (10) days after the date of the action of the Council
calling the election. The Mayor shall give notice of the call of
such election by publication in not less than one issue of a
newspaper having a general circulation in the Town of Oak Grove,
Arkansas and by posting in five (5) public places in the Town of
Oak Grove, Arkansas not less than five (5) days prior to the date
of the election. Such notice shall designate by its number,
caption and date of passage, the ordinance which has been referred
to the people for approval or rejection by their vote at such
election. Otherwise, subject to the provisions of Amendment No. 7
to the Constitution of Arkansas, and other applicable laws, said
election shall be conducted in the manner provided by law for the
conduct of a regular municipal election.

Section 4.   That if any ordinance or resolution
referred to the people is defeated at the polls, the Council shall

make note of such fact and shall expunge the ordinance or resolution from its files by erasing the same with red ink.

Section 5.   That if any provision of this ordinance is held to be void, it shall not affect the validity of the remainder of the ordinance and the remainder shall stand.

Section 6.   That all ordinances and resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 7.   That the Council hereby ascertains and declares that uncertainty exists with respect to the time within which and the manner in which the right of referendum may be exercised by the electors of the Town of Oak Grove, Arkansas and in regard to the time when ordinances and resolutions of the Town of Oak Grove, Arkansas which affect the public welfare become effective. It is, therefore, declared that an emergency exists and this Ordinance being necessary for the preservation of the public peace, health and safety shall take effect and be in force immediately from and after its passage.

PASSED: _November 6, 1990_.

APPROVED:

Jean L. Morgan
Mayor

ATTEST:

_____
Town Recorder

(SEAL)

CERTIFICATE

The undersigned, Town Recorder of the Town of Oak Grove, Arkansas, hereby certifies that the foregoing pages, numbered 1 and 2, are a true and correct copy of Ordinance No. _30_, adopted at a _regular_ session of the Council of the Town of Oak Grove, Arkansas, held at the regular meeting place in Oak Grove, Arkansas, at _7:00_ o'clock _P_.m., on the _6_ day of _November_, 1990, and that said Ordinance is of record in the records of the Town of ~~Big Flat~~ _Oak Grove_, Arkansas, now in my possession as Recorder.

GIVEN under my hand and seal on this _6th_ day of _November_, 1990.

Delma Allen
Town Recorder

(SEAL)

nita/oak grove.ref